

BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY

2:00 P.M.

MAY 17, 2005

PRESENT:

Bonnie Weber, Chairman
Bob Larkin, Vice Chairman
Jim Galloway, Commissioner
David Humke, Commissioner
Pete Sferrazza, Commissioner*

Amy Harvey, County Clerk
Katy Singlaub, County Manager
Melanie Foster, Legal Counsel

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:

05-471 AGENDA

In accordance with the Open Meeting Law, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried with Commissioner Sferrazza absent, Chairman Weber ordered that the agenda for the May 17, 2005 meeting be approved with the following changes: **Delete:** Item 8A, Sierra Forest Fire Protection District Tentative Budget, Item 8B, South Truckee Meadows General Improvement District Tentative Budget, and Item 8C, Truckee Meadows Fire Protection District. Item 17C, correct to read, "one member for a term from July 1, 2005 to June 30, 2007."

***2:20 p.m.** Commissioner Sferrazza arrived at the meeting.

05-472 PUBLIC COMMENTS

Gary Norris, Engineering Department of the University of Nevada, Reno, presented a power point presentation concerning the protection of the downtown bridges, which was placed on file with the Clerk.

Jerry Purdy, Reno resident, commented on agencies involved in water quality testing of the Truckee River, and he requested there be one database to gain information about the quality of water and ground water.

Juanita Cox, Sparks resident, read a letter regarding public records and procedures, which was placed on file with the Clerk.

Guy Felton, local resident, stated Washoe County citizens were deserving of an open, responsive government. He spoke in support of residents Sam Dehne and Gary Schmidt and their ideas.

Al Hesson, Reno resident, discussed the homeless shelter and the need to fund a wing for women and children.

Onie Cooper, area resident, remarked on recent items in the *Reno Gazette-Journal* that addressed the District Attorney's place on the Public Defender selection committee. He commented the Board should remove the District Attorney from the committee if he was not willing to resign.

Mary Cooper, Reno resident, said she was against Richard Gammick, District Attorney, being on the Public Defender selection committee. She stated it would be a conflict of interest, and elected officials should remove him from the committee.

Sam Dehne, local resident, described his involvement in local government and spoke against the *Reno Gazette-Journal*.

Robert Cameron, area resident, discussed the transfer station at the south end of Washoe County. He commented on a private road, and he questioned why the road could not become a public road. He asked staff to look into the situation.

Gary Schmidt, Washoe County resident, read a letter about the hearing of his tenure on the Board of Equalization, which was placed on file with the Clerk.

Chairman Weber read two letters from citizen Budd Schoenfeld regarding his support of Mr. Schmidt and his requests for additional materials regarding Mr. Schmidt's hearing before the Commissioners, which were placed on file with the Clerk.

COMMISSIONERS'/MANAGER'S ANNOUNCEMENTS

Commissioner Galloway requested an agenda item concerning the micro-pile re-enforcement of certain bridges in downtown Reno. He asked for a staff recommendation as to whether or not a letter should be sent to the Nevada Department of Transportation requesting their consideration of this project. Commissioner Galloway solicited an opinion from staff regarding the value of formally expanding the database to include information on stream water, river water, and other bodies of water.

Commissioner Larkin announced the open house for the Spanish Springs Library on May 21, 2005 at 10:00 a.m. He requested a presentation on the Police and Fire Games that would be coming to the area in July 2005. He asked for an update on the tour of the Reno/Tahoe Industrial Park.

Commissioner Sferrazza remarked the selection committee for the Public Defender was on a prior agenda, and the committee was reconstituted. He commented

citizen Onie Cooper was on the reconstituted committee; that committee had no elected officials; and it was completely independent to recommend a minimum of three people. He said the remaining committee, which included himself, Commissioner Humke, and the District Attorney had no greater authority than that committee to make a recommendation to this Board. Commissioner Sferrazza stated this Board would make a determination on the Public Defender independent of the District Attorney. In reference to the complaint that was filed with the Ethics Commission, he acknowledged the State Bar was the committee that should deal with that issue.

Commissioner Humke commented he did not respond to the letter from citizen Budd Schoenfeld because he did not see it as soliciting a reply, as it was clearly a support letter of the person listed. He confirmed he did attempt to call on various dates.

05-473 INTRODUCTION OF NEW WASHOE COUNTY EMPLOYEES

Chairman Weber invited approximately 39 new Washoe County employees to come forward and introduce themselves to the Board. The Board members welcomed the new employees.

05-474 PROCLAMATION – AARP PRESENTS DAY – MAY 24, 2005

Commissioners Galloway and Sferrazza read the proclamation and presented it to Madelyn Parsons, American Association of Retired Persons (AARP), and Vivian French from The Media Center.

Ms. Parsons thanked the Commissioners for the proclamation and accepted it on behalf of the nine volunteers who prepared 500 shows over the past ten years for citizens in the Truckee Meadows, Carson City, and Gardnerville areas.

On motion by Commissioner Humke, seconded by Commissioner Larkin, which motion duly carried, it was ordered that the following proclamation be adopted and Chairman Weber be authorized to execute the same:

PROCLAMATION

WHEREAS, The 1st Amendment to the United States Constitution guarantees our personal freedom of speech; and

WHEREAS, Washoe County recognizes its responsibility in assuring public access to communications technology to facilitate that freedom; and

WHEREAS, The Media Center/SNCAT has assisted Washoe County in that responsibility by providing Public, Educational and Governmental (PEG) access television services to the citizens of Washoe County; and

WHEREAS, "AARP Presents" a half hour show, is produced by a volunteer American Association of Retired Persons group who take pride in creating at least two shows monthly using The Media Center facilities and staff; and

WHEREAS, The Reno AARP group has been making their show "AARP Presents" for ten years and have created over 400 individual programs; and

WHEREAS, The "AARP Presents" show provides relevant and timely information and helpful resources to a very appreciative senior population Washoe County; now, therefore, be it

PROCLAIMED, By the Washoe County Board of Commissioners that Tuesday, May 24, 2005 be declared "AARP Presents Day" in recognition of the significant contributions made to our community's senior population by this endeavor.

PUBLIC HEARING – SOUTH TRUCKEE MEADOWS GENERAL IMPROVEMENT DISTRICT

County Manager Katy Singlaub explained the Board took final action on May 16, 2005 on the final budget for the South Truckee Meadows General Improvement District (STMGID) following public hearings at which citizens were able to comment. She added the item had been pulled for the May 17, 2005 meeting. Chairman Weber allowed public comment on the item.

Sam Dehne, local resident, commented the new industrial complex in Storey County would place a tremendous burden on Washoe County, and the Board should force Storey County to build their own highway and airport to support their business enterprise.

05-475 PUBLIC HEARING – WASHOE COUNTY BUDGET

County Manager Katy Singlaub clarified the Board adopted the Washoe County budget on May 16, 2005. She noted the section concerning possible approval of the classification changes submitted for the budget was continued to the May 17, 2005 meeting. She acknowledged staff had provided the additional information requested by the Board regarding the specific pay schedules for the pay ranges, which was placed on file with the Clerk.

Sam Dehne, local resident, made several requests for items to be added to the budget.

Commissioner Galloway explained that within the budget there was an allowance for the Virginia and Truckee (V&T) Railway. He disclosed he owns two parcels of real property in Virginia City, and the completion of the V&T Railway could benefit all Virginia City property owners. He said he did not expect any benefits to his property to exceed the general benefits from the completion of the railway for Virginia

City properties in general. Commissioner Galloway concluded his independence in this matter had not been affected, and he had participated in the vote.

Ms. Singlaub confirmed all of the reclassifications went through the Job Evaluation Committee process; the committee evaluated them separately; and the recommendations were consistent with the normal process for reclassifications.

Commissioner Sferrazza said he did request and receive a copy of the justifications for every reclassification. He stated he reviewed the information and saw nothing improper in that regard.

On motion by Commissioner Sferrazza, seconded by Commissioner Larkin, which motion duly carried, Chairman Weber ordered that the reclassifications and new classifications established and submitted through the annual budget process be approved as stated.

05-476 MINUTES

On motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried, Chairman Weber ordered that the minutes of the regular meeting of April 12, 2005 be approved.

**05-477 RESOLUTION – COUNTY COMMISSION DISTRICT FUNDS –
ECHO LODER ELEMENTARY SCHOOL/GREAT BASIN
OUTDOOR SCHOOL**

Upon recommendation of Denise Clauss, Administrative Secretary, through Katy Singlaub, County Manager, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried, it was ordered that the following resolution be adopted and Chairman Weber be authorized to execute the same:

RESOLUTION

Authorizing the Grant of Public Money to Echo Loder Elementary School

WHEREAS, NRS 244.1505 provides that a board of county commissioners may expend money for any purpose which will provide a substantial benefit to the inhabitants of the county and that a board may make a grant of money to a private organization, not for profit, or to a governmental entity, to be expended for a selected purpose; and

WHEREAS, The Board of Commissioners of Washoe County has determined that a certain amount of money is available in Fiscal Year 2004/2005, to make a grant of money to Echo Loder Elementary School to provide students the ability to attend the Great Basin Outdoor School and that by providing this grant of money a

substantial benefit will be provided to the inhabitants of Washoe County; now, therefore, be it

RESOLVED, By the Board of Commissioners of Washoe County that the Board hereby grants to the Echo Loder Elementary School for the Great Basin Outdoor School, a grant for fiscal year 2004/2005 in the amount of \$200.

[Business Impact Note: The Board of County Commissioners hereby finds that this Resolution does not impose a direct and significant economic burden upon a business, nor does it directly restrict the formation, operation or expansion of a business.]

05-478 PAYMENT – NORTH CAL-NEVA RESOURCE CONSERVATION AND DEVELOPMENT COUNCIL

Upon recommendation of Michelle Poché, Assistant County Manager, through Katy Singlaub, County Manager, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried, Chairman Weber ordered that the payment of \$300 in sponsor fees to the North Cal-Neva Resource Conservation and Development Council be approved.

05-479 CORONER'S FACILITY CHARGES – CORONER

Upon recommendation of Vernon McCarty, Coroner, through John Berkich, Assistant County Manager, and Karen Wallace, Finance, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried, Chairman Weber ordered that the Coroner's facility charges of \$500 per autopsy and \$330 for limited examinations to outside agencies for fiscal year 2005/06, in accordance with Washoe County Code Chapter 15.370-15.390, be approved.

05-480 FINANCIAL REPORT – GOVERNMENTAL FUNDS - ENDED MARCH 31, 2005 – FINANCE

County Manager Katy Singlaub stated the report would be available online, and the report was a higher level of government transparency and accountability that the County had voluntarily endorsed. Ms. Singlaub confirmed revenues were ahead of budget, and expenditures were below budget at the present time.

Upon recommendation of Kathy Garcia, Comptroller, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried, Chairman Weber ordered that the Financial Report (unaudited) for Washoe County Governmental Funds for the nine months ended March 31, 2005, which was placed on file with the Clerk, be accepted. It was noted the report was for information only regarding the County's financial activity for the first nine months for the fiscal year.

05-481 **INTER-GOVERNMENTAL AGREEMENT – HOME
CONSORTIUM – COMMUNITY DEVELOPMENT**

Upon recommendation of Eric Young, Community Development Planner, through Adrian Freund, Community Development Director, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried, it was ordered that an inter-governmental agreement between Washoe County and the Cities of Reno and Sparks, concerning re-authorization of the Washoe County HOME Consortium, be approved and Chairman Weber be authorized to execute the same.

05-482 **ACS GOVERNMENT SYSTEMS – CASE MANAGEMENT
SYSTEM – SECOND JUDICIAL DISTRICT COURT**

Upon recommendation of Craig Franden, Court Technology Manager, through Ron Longtin, Court Administrator, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried, Chairman Weber ordered that the purchase requisition to ACS Government Systems for the annual maintenance and support agreement for the Second Judicial District Court's case management system for fiscal year 2004/05 in an amount not to exceed \$86,816.52 for the period of April 1, 2005 to March 31, 2006 be approved.

05-483 **GRANT – STATE OF NEVADA - TEMPORARY ASSISTANCE
FOR DISPLACED SENIORS PROGRAM – SENIOR SERVICES**

Upon recommendation of Marietta Bobba, Senior Services Director, through John Berkich, Assistant County Manager, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried, Chairman Weber ordered that a grant award from the State of Nevada for the Temporary Assistance for Displaced Seniors (TADS) program in the amount of \$7,500, with no County match, for the period of January 1, 2005 through October 31, 2005 be accepted. It was further ordered that the Finance Department be directed to make the following budget adjustments:

Account Number	Description	Amount of Increase
10365-431100	Federal Revenue	\$7,500
10365-710500	Other Expense	\$7,500

05-484 **GRANT – DIVISION OF AGING SERVICES – SENIOR LAW
PROJECT GUARDIANSHIP PROGRAM – SENIOR SERVICES**

Commissioner Humke disclosed he serves on the Nevada Commission on Aging.

Upon recommendation of Marietta Bobba, Senior Services Director, through John Berkich, Assistant County Manager, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried, Chairman

Weber ordered that a grant award from the Division of Aging Services for the Senior Law Project Guardianship program in the amount of \$86,500, with a County match of \$12,975, for the period February 2, 2005 through September 30, 2005 be accepted. It was further ordered that the Finance Department be directed to make the following budget adjustments:

Account Number	Description	Amount of Increase
10466-432100	State Revenue	\$86,500
10466-710100	Professional Services	\$85,545
10466-710502	Printing	\$ 955

It was noted the \$12,975 County match requirement associated with this grant was already included in the Department's existing fiscal year 2004/05 budget.

05-485 GRANT – STATE OF NEVADA – SUN VALLEY SENIOR CENTER NUTRITION SITE – SENIOR SERVICES

Upon recommendation of Marietta Bobba, Senior Services Director, through John Berkich, Assistant County Manager, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried, Chairman Weber ordered that a grant award from the State of Nevada for the purpose of purchasing nutrition equipment for the Sun Valley Senior Center nutrition site in the amount of \$2,000, with a County match of \$353, for the period of October 1, 2004 through September 30, 2005 be accepted. It was further ordered that the Finance Department be directed to make the following budget adjustments:

Account Number	Description	Amount of Increase
10265-431100	Nutrition Equipment-Federal Grants	\$2,000
10265-711504	Nutrition Equipment-Equipment < \$10,000	\$2,000

05-486 AWARD OF BID – INCLINE VILLAGE TOURIST/FAIRWAY PHASE II WATER QUALITY IMPROVEMENT PROJECT – PUBLIC WORKS

County Manager Katy Singlaub explained these were U.S. Forest Service and Nevada Tahoe Bond Act funds, and no local dollars were going into the recommendation to award a bid for an Erosion Control Project in Incline Village, Nevada.

This was the time to consider award of the bid for an erosion control project known as the Incline Village (I.V.) Tourist/Fairway Phase II Water Quality Improvement Project for the Public Works Department. The Notice to Bidders for receipt of sealed bids was published in the *Reno Gazette-Journal* on April 7, 14, and 21, 2005. Proof was made that due and legal Notice had been given.

Bids were received from the following vendors:

Cruz Excavating
MKD Construction, Inc.

Upon recommendation of Kimble Corbridge, Licensed Engineer, through Tom Gadd, Public Works Director, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried, it was ordered that Bid No. PWP-WA-2005-198 for the I.V. Tourist/Fairway Phase II Water Quality Improvement Project for the Public Works Department be awarded to the lowest, responsive, responsible bidder, MKD Construction, Inc., in the amount of \$1,380,000. It was further ordered that Chairman Weber be authorized to execute the contract documents upon presentation.

05-487 ACCEPT GRANTS – GALENA CREEK REGIONAL PARK'S FISH HATCHERY BUILDING – PARKS

Upon recommendation of Rosemarie Entsminger, Fiscal Compliance Officer, through Karen Mullen, Regional Parks and Open Space Director, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried, Chairman Weber ordered that a State Historic Preservation grant in the amount of \$40,000 and a Federal Land and Water Conservation Fund Act grant in the amount of \$165,000 for the purpose of completing the renovation and repair of the interior of the Galena Creek Regional Park's Fish Hatchery building, constructing a free standing restroom building, and paving the parking lot immediately adjacent to the Fish Hatchery be accepted. It was further ordered that the Regional Parks and Open Space Director be authorized to execute all grant related documents, and the Finance Department be directed to make the following budget adjustments for fiscal year 2005/06:

Account Number	Description	Amount of Increase
404-IN10469-431100	Federal grants	\$165,000
404-IN10470-432100	State grants	\$ 40,000
404-PK052303-781080	Project expense	\$205,000

05-488 RESOLUTION – GRANT APPLICATION – GOLDEN EAGLE REGIONAL PARK – PARKS

Upon recommendation of Jennifer Budge, Regional Parks and Open Space Park Planner, through Karen Mullen, Regional Parks and Open Space Director, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried, it was ordered that the following resolution be adopted and Chairman Weber be authorized to execute the same:

RESOLUTION AUTHORIZING FILING OF APPLICATION

Project Title: Golden Eagle Regional Park Trailhead and Interpretive Paths

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, Washoe County desires financial assistance under the Land and Water Conservation Fund Program for the design and construction of the Golden Eagle Regional Park Trailhead and Interpretive Paths.

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

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

\$1,830,850	+	\$150,000	=	\$1,980,850
(Bond Funds)		(Grant Request)		(Total Project Cost)

BE IT FURTHER RESOLVED that the Board of County Commissioners does hereby appoint Karen Mullen, Director of Washoe County Department of Regional Parks and Open Space to conduct all negotiations, execute and submit documents including applications, agreements, billing statements, and so on which may be necessary for the completion of the above project.

05-489 DEED OF COMBINATION – INCLINE VILLAGE LIBRARY – PUBLIC WORKS

In response to Commissioner Galloway, Tom Gadd, Public Works Director, explained if the property line was eliminated for the parcel the Tahoe Regional Planning Agency (TRPA) would not allow the County to put it back in the future. He said there were four parcels that made up the project, and staff recommended the Board combine two of them and leave the other two intact for a total of three parcels remaining. He stated the new library sits on the two parcels, and he referenced a map of the area, which was placed on file with the Clerk. He confirmed it would be possible to do a boundary line adjustment and continue to keep the four parcels; however, that would take 30 days and the County could not obtain a Certificate of Occupancy on the property until such time that the new library was not built across the property line.

Commissioner Galloway inquired if it would delay the opening of the new library if the County pursued a lot line adjustment. Mr. Gadd said it could delay the opening depending on what would be required.

Commissioner Galloway asked what prevented the County from getting a Certificate of Occupancy, and Mr. Gadd explained the Building Department would not grant a Certificate of Occupancy to anyone who builds across a property line. He said the County typically does not build across a property line, but this was a situation that was missed in all of the reviews.

Commissioner Galloway directed Mr. Gadd to look for a way to preserve that parcel line because every individual parcel of land in that area was worth money. He suggested continuing the matter until the first meeting in June 2005. Mr. Gadd stated he would pursue a boundary line adjustment to move the boundary line. He said if he could accomplish that in under 30 days he would not bring the matter back to the Board.

Gary Schmidt, Washoe County resident, agreed with Commissioner Galloway's comments, and he pointed out a number of options for the parcels.

On motion by Commissioner Galloway, seconded by Commissioner Humke, which motion duly carried, Chairman Weber ordered that a Deed of Combination for the Incline Village Library be continued to the June 14, 2005 meeting. It was noted that the Public Works Director would pull the item from that agenda if it was not necessary.

**05-490 ACCEPT RESIGNATION – LIBRARY BOARD OF TRUSTEES –
MANAGER**

On motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried, Chairman Weber ordered that the resignation of Paul Theiner from the Library Board of Trustees (the Library Board) be accepted.

Commissioner Galloway said the tradition had been that when a member on the Library Board from Incline Village was no longer on the Library Board, the member to replace them would be a person who resided in Incline Village. He explained Mr. Theiner was an Incline Village resident, and he was prepared to make a recommendation if the Board was willing to continue the tradition. He suggested setting up interviews to determine who should be appointed if the Board did not wish to continue that tradition.

Chairman Weber supported replacing Mr. Theiner with an Incline Village resident.

Commissioner Sferrazza stated he had a concern about the tradition because he had repeatedly requested a representative from his District to serve on the Library Board. He reviewed the current representation on the Library Board and asked if

the law set the number at five members. He remarked the Library Board had influence on bond issues and where libraries would be built, and he affirmed the Library Board representation should be fairly distributed throughout the County and not weighted toward one Commission District over another.

Nancy Cummings, Library Director, confirmed it was required by State statute that there be five Library Board members. She said there was no specific description of how the five Board members would be selected.

Commissioner Sferrazza declared he would not support a motion that would exacerbate the current inequity in the distribution on the Library Board.

Commissioner Galloway stated he had no objection to working toward one representative from each District. He said he would not seek to retain a second person from District 1; however, he would give weight to having an Incline Village representative because that area was geographically separated.

Commissioner Sferrazza requested District 3 have an opportunity to serve on the Library Board when the next opening occurred. He acknowledged he had no applications on file currently, but citizens had informed him that they desired to serve.

Chairman Weber mentioned the Citizen Advisory Boards could be utilized to get the word out regarding openings.

Commissioner Sferrazza asked that there be a commitment from the Board to gain representation from District 3 for the Library Board.

Chairman Weber requested a future agenda item to discuss placement on various boards and commissions and the receiving of applications.

Commissioner Galloway suggested working toward a mechanism that would enable applications to reach the appropriate departments, and citizens could be solicited for interviews. He asked if any of the Commissioners objected to continuing the tradition of appointing an Incline Village person to fill the seat that was vacated by an Incline Village person.

Commissioner Sferrazza said he had no objection to Commissioner Galloway appointing someone, but he did not support designating an Incline Village seat.

On motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried, Chairman Weber ordered that Judith Michaels Simon be appointed to serve as a member of the Library Board of Trustees with a term to expire June 30, 2007.

It was further ordered that staff develop a method for outstanding applications on file to reach every department when a vacancy occurs, and that the

Commission would seek to balance the District representation on the Library Board. It was noted the direction was specific to the Library Board.

Ms. Cummings commented the departments advertised in the newspapers for candidates when vacancies occurred, and she confirmed the current vacancy was advertised.

County Manager Katy Singlaub verified this topic would be discussed at a meeting with department heads, and staff would come back with recommendations to broaden the District representation.

Commissioner Humke requested all applications be harmonized, and Ms. Singlaub confirmed the County had standard applications.

05-491 CORRECTION OF FACTUAL ERRORS – ASSESSOR

County Manager Katy Singlaub pointed out a correction of \$723,346.87 and explained it was a clerical error on the part of the Assessor's Office due to inaccurately entering land values into the computer.

Commissioner Galloway inquired about procedures that could be implemented by the Assessor's Office to prevent the significant clerical error that was reflected in the item.

Gary Schmidt, Washoe County resident, commented for every clerical error where someone was overtaxed, there was one that was under taxed by clerical error. He said the process Commissioner Galloway was concerned about should be addressed.

Ernie McNeill, Senior Appraiser, explained the Assessor's Office completed an over and under report where value changes in a year were looked at and those that were in excess were examined. He said staff would continue to perform the pre-roll closing review and add a post-roll closing review to look at considerable differences. He verified staff would complete the programming that was necessary, and check the results of the program.

Commissioner Galloway inquired if the program would discover if the decimal point slipped to the left or to the right. Mr. McNeill concurred and said it would locate a certain percentage plus or minus.

Upon recommendation of Susan Goodlett, Principal Account Clerk, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried, it was ordered that the following Roll Change Requests correcting factual errors and the Order directing the Treasurer to correct the error be approved and Chairman Weber be authorized to execute the same:

PROPERTY OWNER	ID NO.	AMOUNT	ROLL
Charles W. & Mary L. M. Fulkerson	009-094-07	[-\$179.85]	2005 Secured
Robert Marsh	012-302-14	[-\$723,346.87]	2005 Secured
Barbara J. Peck	027-431-07	[-\$261.40]	2004 Supp Impr Only
Phillip S. & Susan T. Mahoney TR	040-692-11	[-\$182.20]	2004 Secured
Ronald H. & Denise A. Jahn Et Al	046-031-10	[-\$24.34]	2001 Secured
Ronald H. & Denise A. Jahn Et Al	046-031-10	[-\$25.09]	2002 Secured
Ronald H. & Denise A. Jahn Et Al	046-031-10	[-\$24.91]	2003 Secured
Ronald H. & Denise A. Jahn Et Al	046-031-10	[-\$25.21]	2004 Secured
Jole Properties LLC	050-431-05	[-\$200.30]	2004 Secured
John A. & Rosemarie Warren	055-041-14	[-\$177.55]	2004 Secured
Gene B. & Karen N. Kunkel	076-150-09	[-\$69.26]	2002 Secured
Gene B. & Karen N. Kunkel	076-150-09	[-\$117.53]	2003 Secured
Gene B. & Karen N. Kunkel	076-150-09	[-\$69.99]	2004 Secured
North Valleys Develop Co. LTD	080-021-16	[-\$20,651.73]	2005 Secured
Mark & Trudy J. Salley	089-553-11	[-\$116.63]	2004 Supp Impr Only
Daniel J. Knox	124-500-02	[-\$217.79]	2004 Secured
Royce & E. Elane Wold TR	125-411-05	[-\$451.74]	2001 Secured
Royce & E. Elane Wold TR	125-411-05	[-\$719.84]	2002 Secured
State Bar of Nevada	160-300-17	[-\$2,180.00]	2004 Supp Impr Only
Southtowne Crossing LLC	160-791-03	[-\$2,376.87]	2002 Supp Impr Only
Southtowne Crossing LLC	160-791-03	[-\$891.29]	2002 Secured
Southtowne Crossing LLC	160-791-03	[-\$3,638.35]	2003 Secured
Southtowne Crossing LLC	160-791-03	[-\$3,683.57]	2004 Secured

3:57 p.m. The Board recessed.

4:25 p.m. The Board reconvened with all members present.

05-492 **APPEARANCE – DEREK MORSE – REGIONAL
TRANSPORTATION COMMISSION**

Derek Morse, Deputy Executive Director, Regional Transportation Commission (RTC), reviewed the agenda memorandum dated April 29, 2005 on the subject of reaffirming adopted land uses and congestion standards used to develop the 2030 Regional Transportation Plan (RTP). He explained why the Board needed to review and confirm the land use decisions and the congestion criteria. Mr. Morse said population and employment were driven by land use decisions, and he presented maps and tables, which were placed on file with the Clerk. He discussed the Level of Service (LOS) standards for the region and their impact.

In response to Commissioner Sferrazza, Mr. Morse referenced Attachment 3 that illustrated the LOS standards that had been adopted by Washoe County, Reno, and Sparks for all roadways. He stated new development pays its fair share of the impact fees as defined by law; however, new development does not pay 100 percent for all the new capacity that would be needed in the community.

In response to Commissioner Galloway, Mr. Morse explained the impact fees paid by new development were based on the entire system and applying the LOS standards to the future population, employment, and identifying improvements necessary to maintain the standards with the increased level of travel in the community. He stated the LOS standards were adopted by each government, as each government adopted the impact fee ordinances; and these were uniform for the entire region. Mr. Morse clarified that County roads were considered to be all of the roads in Washoe County.

Commissioner Humke asked if there were any active plans for the RTC staff to meet with the Regional Water Planning Commission and the School District to harmonize their population growth estimates.

Mr. Morse replied at the time of this plan update the RTC used the best numbers available that were developed in conjunction with Washoe County, Reno, Sparks, and the Regional Planning Commission staff. Commissioner Humke asked how recent the numbers were that established the 2030 RTP. Mr. Morse explained the numbers were developed in late 2003 and finalized in early 2004. He verified the RTC incorporated ongoing land use decisions made by Washoe County, Reno, and Sparks in a database, and those would be used in the next update.

Commissioner Larkin inquired if Mr. Morse was making the same presentation to all three entities. Mr. Morse confirmed that to be true, and he said at the meeting with the City of Reno they affirmed their land use decisions and their congestion standards. Commissioner Larkin asked for an update on the 2030 RTP. Mr. Morse explained that the 2030 RTP was adopted for federal purposes on November 18, 2004, and it went to the Regional Planning Commission for conformity review and was found to be in conformance.

Commissioner Larkin asked why it was mentioned in the staff report three times that it was preferable to address the issue of changing land use decisions prior to incurring an estimated \$3-million for further analysis of the Southeast (SE) Connector. Mr. Morse remarked \$3-million was a lot to spend; and if the community had an appetite to significantly change their land use decisions, the need for a SE Connector and many other facilities could disappear. He said the RTC would like to know that before embarking on the environmental process. Commissioner Larkin asked if discussions had occurred with the Reno-Tahoe Industrial Park and Storey County concerning the substantial impact the Park would have on Interstate 80, and Mr. Morse concurred.

Chairman Weber asked how the RTC had shared this information with the community and if the community had responded. Mr. Morse said many public meetings

were held and well attended, and the topic served as a constant theme in the updates of the Regional Plan. He added there had been an open house and information was available on the RTC website. Mr. Morse stressed the importance of community input because the plan would be of no use without that. He confirmed the elected officials would make the decisions, and comments from the public were sent to the appropriate committees and the RTC Board members.

In response to Chairman Weber, Adrian Freund, Community Development Director, explained months were spent working through these land use assumptions, and the entire area was disaggregated into a number of traffic analysis zones. He detailed the process that was followed to complete the analysis. Mr. Freund stated there were a number of follow-up meetings at which the County negotiated with the Cities of Reno and Sparks to reach a consensus number at the staff level, and that was accomplished. He added staff spent time with each of the Cities going over policy assumptions that were made to derive their numbers, and substantial agreement was reached.

Commissioner Galloway asked if the Board would be reaffirming the land uses under County jurisdiction only, and Mr. Freund agreed. Commissioner Galloway stated he did not approve of the high densities being proposed for Bella Vista. Mr. Freund noted, because of the nature of the master plans for the Cities of Reno and Sparks, there was more flexibility in calculating a build out number compared to the County's plans under the one map system.

Commissioner Sferrazza inquired when the Regional Road Impact Fees were analyzed and how much the fees had increased each year. He asked if the County approved the impact fees on an inter-governmental basis or if the RTC was delegated that authority. Mr. Morse clarified the RTC administers the impact fee program on behalf of the three governments, and that was set by an inter-local agreement. Commissioner Sferrazza requested a copy of how the impact fees had increased to keep up with inflation and the increased cost of land, and how new development was paying its fair share of the impact fees. He asked about the trip generation figures and if they were up-to-date.

Mr. Freund said there was extensive analysis by the staffs of the three governmental agencies when the Regional Road Impact Fees were adopted in the mid-1990's. He stated County staff had not been involved in an independent review; however, the Technical Advisory Committee of the RTC reviewed these matters before the items went to the RTC Board. He noted the Technical Advisory Committee represented all of the jurisdictions.

Commissioner Sferrazza inquired about the percentage increase of impact fees from the 1990's to the current date. Mr. Morse explained the rates were set in 1995, adjusted in 1998, and again in 2001. He said he expected another adjustment within the next 15 months. He added the fees went up based upon the actual cost of construction; and, in terms of added facilities, the road network changed with each revision that was brought to the Board for approval.

Commissioner Humke suggested continuing the item until population figures could be examined and discussions could occur with the State Demographer's Office.

Commissioner Galloway requested a cost benefit analysis on raising the freeway standards on the existing freeways. He questioned if that could provide relief to other streets.

Commissioner Sferrazza asked to see alternatives and different options. He said if the Board was reaffirming the County map, he would like to review it with the LOS standards included. He asked for the County's adopted land use in the unincorporated County and the population, and he requested information on the anticipated growth in the unincorporated County versus the rest of the County.

Commissioner Larkin stated that communication with Storey County needed to occur concerning a possible corridor in the southeast portion of Sparks.

On motion by Commissioner Humke, seconded by Commissioner Larkin, which motion duly carried, Chairman Weber ordered that the item be continued until such time that all of the conditions stated by the Commissioners had been satisfied.

05-493 GRANTS – TERRORISM/HAZARDOUS MATERIALS EXERCISE PROGRAM – MANAGEMENT SERVICES/EMERGENCY MANAGER

County Manger Katy Singlaub confirmed an audit had not been conducted; however, all the grant documents were compliant with auditing standards.

Commissioner Larkin commented an audit should be completed at the end of this fiscal year to be pro-active in this case.

In response to Commissioner Sferrazza, Ms. Singlaub explained there was a specific grant accountant in the Comptroller's Office to prepare the County for audits because the County did meet significant thresholds for grant funding, and there were precise requirements for federal grant review. She noted there was an audit of the entire County every year, but not every detail line item was audited. Ms. Singlaub explained the audit firm completed testing of accounts for materiality review. She confirmed what Commissioner Larkin was asking for was over and above what the County would normally expect to see in terms of the detail level of auditing of this federal grant program. She said she would like to come back to the Board with alternatives to meet the intent of Commissioner Larkin's request and receive guidance from the Board.

Upon recommendation of Aaron Kenneston, Emergency Management Administrator, through John Slaughter, Management Services Director, on motion by Commissioner Sferrazza, seconded by Commissioner Larkin, which motion duly carried, Chairman Weber ordered that a Homeland Security Exercise grant and a Homeland

Security Training grant from the State of Nevada, Division of Emergency Management, to Washoe County as fiscal agent for the Local Emergency Planning Committee (LEPC) be accepted. It was further ordered that the Finance Department be directed to make the following budget adjustments:

State Homeland Security Exercise Program Grants totaling \$400,000:

Training Grant, State Project #97004T3

Increase Revenue

10468-431100 (SHSPG/Federal Revenue) \$ 55,000

Increase Expenditure

10468-710119 (Subrecipients) \$ 3,000
 10468-710100 (Professional Services) \$ 49,500
 10468-701110 (Base Salaries) \$ 2,500

Exercise Grant, State Project #97004E3

Increase Revenue

10465-431100 (SHSPG/Federal Revenue) \$345,000

Increase Expenditure

10465-710119 (Subrecipients) \$222,000
 10465-710100 (Professional Services) \$ 14,500
 10465-710350 (Office Supplies) \$ 34,000
 10465-710502 (Printing) \$ 6,000
 10465-710500 (Other Expenses) \$ 2,000
 10465-701110 (Base Salaries) \$ 66,500

It was noted the grants were a State Homeland Security Program award in the amount of \$400,000 to conduct a region-wide Terrorism/Hazardous Materials (HAZMAT) exercise program.

05-494 APPEARANCE – U.S. FOREST SERVICE – COMMUNITY DEVELOPMENT

Adrian Freund, Community Development Director, explained the Martis/Interstate 80 Corridor Landscape Assessment and Strategy document addressed an area that was anticipated to see rapid development over the next several years. He said it was appropriate that the strategy was moving forward prior to extensive development.

Gary Schiff, District Ranger, Carson Ranger District, Humboldt-Toiyabe National Forest, presented and explained maps of the National Forest area, which were placed on file with the Clerk. He stated the focus was on a piece of National Forest land that was surrounded by many people. He said the idea was to address the present challenges and to plan for additional people coming into the area. Mr. Schiff clarified the

Martis Fire burned through the bottom piece of this National Forest land; therefore, another objective was to look at adding trees to the area. He acknowledged the work of Mr. Freund, Bill Whitney, Senior Planner, and Karen Mullen, Open Space and Regional Parks Director, and staff from Washoe County and the City of Reno. He said the strategy document would be taken to the public upon completion; and the environmental analysis on specific trailheads, trails, and fuels projects would be the next step.

Sally Champion, Forest Service Project Manager, reviewed the Martis/Interstate 80 Corridor Landscape Assessment and Strategy, which was placed on file with the Clerk; and she addressed areas of concerns and offered recommendations.

Mr. Schiff discussed the motorized and non-motorized areas of Map 6 entitled, "Transportation System and Access."

Commissioner Larkin asked how the assessment areas interfaced with the Forest Plan. Mr. Schiff stated the Forest Plan examined larger areas and looked at broader decisions, while the assessment areas were sight specific. Commissioner Larkin commented one of the items addressed in the original Forest Plan was the timber yield, and he inquired if these plans would impact the yield or was the intent of the assessment to dovetail in with the Forest Plan. Mr. Schiff clarified the intent was to merge with the Forest Plan, and there was no commitment to a timber product or any kind of volume. He explained what was discussed was selective thinning and fuels treatments. Commissioner Larkin asked how the plan addressed fuels reduction and potential fire loads. Mr. Schiff explained that within the areas of high concern staff looked at fuels treatments involving the options of brush mastication, thinning, timber sales, and/or prescribed fire. He acknowledged staff would work closely with Washoe County, as there was major concern about any fire in the urban interface because of the risks involved. Commissioner Larkin inquired if any specific fuels program or project would come to the Board in the form of an environmental impact statement and allow for Board comment, and Mr. Schiff concurred.

Commissioner Galloway inquired about closing the old forest roads, and he commented there was a difference between closing them to public, motorized access and spending additional funds to obliterate them. Mr. Schiff explained a specific strategy would be followed to decide which roads would be kept and what the disposition of the other roads would be. He clarified there would be a separate environmental analysis, as some of the roads could be needed for fire protection, administrative access, trails for mountain biking, or obliterated and rehabilitated. Mr. Schiff stated where much of the Martis Fire occurred there were many small roads and spurs where the forest was burned over, and these roads were being considered for closure. Commissioner Galloway said he could understand closing the roads if there was no future value in forest thinning because they were already burned. Mr. Schiff confirmed there would be consultation with fire fighting officials before closing any road.

Commissioner Sferrazza requested Appendix E, and Ms. Champion explained the appendices were included in the full analysis and not in the Executive

Summary. She added that Mr. Whitney and Ms. Mullen had copies of the full analysis and additional copies could be made available. Mr. Schiff confirmed any timber sales or any sight specific harvesting would come to County staff for their comments, and staff would discuss those situations with the Board.

In response to Commissioner Sferrazza, Mr. Freund explained that Appendix E was entitled, "Road Management Objectives," and the reference to microwave stations was for access to the existing microwave sights. He clarified any new sights would go through the County's telecommunications review process under the Development Code.

On motion by Commissioner Larkin, seconded by Commissioner Humke, which motion duly carried, Chairman Weber ordered that the Martis/Interstate 80 Corridor Landscape Assessment and Strategy be accepted. It was further ordered that any specific projects be brought before the Board in the appropriate document form.

05-495 BOARD OF EQUALIZATION MEMBER – GARY SCHMIDT

County Manager Katy Singlaub noted this item was continued from the April 19, 2005 Commission meeting.

Chairman Weber read a letter under public comment from citizen Budd Schoenfeld, which was placed on file with the Clerk. Mr. Schoenfeld voiced his support of Mr. Schmidt and commented on his requests for additional materials regarding Mr. Schmidt's hearing before the Commissioners.

Glade Hall, attorney for Gary Schmidt, referenced the staff report dated May 3, 2005 and noted the Commission's recommendation of commendation to the Board of Equalization (BOE) for their performance in 2004 was left out of the report. He stated the importance of including the commendation in the staff report. Mr. Hall said at the session on April 19, 2005 there were comments about the content of e-mails that had been received, and whether or not those supported Mr. Schmidt or were only general complaints about taxes. He confirmed that of the 164 e-mails he had reviewed, only two spoke about taxes and the remaining supported Mr. Schmidt. He noted those were e-mails from persons who appeared before the BOE and observed his performance. Mr. Hall identified the minutes of workshop meetings of the BOE and an e-mail and a letter from Madelyn Shipman, Assistant District Attorney, retired, regarding her withdrawal of her offer to contract for lobbying services, which were placed on file with the Clerk. He acknowledged it was clear from the minutes that the issue of conflicts of interest among the District Attorney's Office was never heard and considered by the BOE, and the topic was deferred for further discussion. He verified there was evidence and testimony from Steve Sparks, BOE Chairman, stating the issue was discussed and dealt with, but the record did not support that. Mr. Hall pointed out that conflicts among the District Attorney's Office were significant, and there was no need for a BOE if it was not independent of the Assessor's Office. He affirmed the BOE could not be independent if it was marching to the tune of the same drummer that managed the Assessor's Office.

In response to Chairman Weber, Melanie Foster, Legal Counsel, stated she had no objection to Mr. Hall making the items part of the record at this meeting. She explained that on May 10, 2005 Mr. Schmidt gave her the audiotapes of the BOE workshops referenced by Mr. Hall, and he asked that they be part of the record. She said she had given them to Amy Harvey, County Clerk, to place them in the record. Ms. Foster noted that a copy of the notification letter that was given to Mr. Schmidt for the May 17, 2005 meeting was placed on file with the Clerk.

Mr. Hall submitted the above referenced materials into the record.

Gary Schmidt, Washoe County resident, submitted public records requests, which were placed on file with the Clerk, that were made to the County Manager's Office a couple of weeks ago that had not been made available to him. He said the documents were proof of his attempt to gain the records in a timely manner.

Dale Akers, Incline Village resident, noted his attendance at BOE workshops and meetings over the past five years, and he commented that Mr. Schmidt was well prepared and knowledgeable regarding the issues being discussed. Mr. Akers said Mr. Schmidt should be retained on the BOE and allowed to continue his good work.

Juanita Cox, Sparks resident, put forward public record requests from herself and people she was informally representing, which were placed on file with the Clerk. She said the information requested had not been received, including requests for the video evidence. She noted the people submitted the written requests to gain understanding as to why Mr. Schmidt was being chosen for reprimand. Ms. Cox expressed Mr. Schmidt deserved an apology not a reprimand.

Susan Seidl, Sparks resident, stated there were 300 e-mails sent supporting Mr. Schmidt, and she asked that the Board give due consideration to them.

Ms. Foster addressed the public records requests that Mr. Schmidt referred to and detailed how she had fulfilled all of the requests by delivering the information to Mr. Hall in a timely manner.

Chairman Weber clarified the issue before the Board was a complaint that was registered with the County Manager from Mr. Sparks and Terrance Shea, Deputy District Attorney, concerning the bias towards the District Attorney's Office that Mr. Sparks observed at the February 9, 2005 BOE meeting. She reasoned the issue should come before the entire Board, and the Board should make any decisions that were necessary.

In response to Commissioner Larkin, Ms. Foster and Mr. Hall confirmed that all the documents had been entered into the record. Amy Harvey, County Clerk, recognized the full record that had been established was available to the public through her office.

Commissioner Larkin stated the various boards represented the Board of County Commissioners; the Commissioners made the appointments to those boards; and, the boards were accountable to the Board of County Commissioners. He acknowledged the Board of County Commissioners were the elected officials who were accountable to the people. Commissioner Larkin added that each board must act responsibly and with decorum that was representative of good government, and that was implied with appointment to each one of these boards. He said the responsibility to consider any action falls to this Board.

Commissioner Sferrazza said he had reviewed the transcript of the tapes, but he had not viewed the tapes. He stated he was satisfied from the transcripts he had read; however, he would view the snippet tape if the Board considered it essential.

Chairman Weber inquired if the snippet tape was available, and Ms. Singlaub confirmed the tape was available. Following discussion, the Board viewed the snippet tape in its entirety during the meeting, and it was placed on file with the Clerk.

Commissioner Galloway commented it was a legitimate point concerning the swearing in of Mr. Shea, and he referenced action being taken in other parts of the country in that regard. He surmised what was viewed did not rise to a level that required removal or other disciplinary action of Mr. Schmidt.

Commissioner Sferrazza gave a history of his involvement with the BOE. He clarified the issue was whether or not Mr. Schmidt breached decorum by violating a rule of the BOE or a ruling of the Chairman. He stated he did not observe that in the transcript or in the presentation.

Commissioner Humke declared that offense had been taken at his characterization of certain e-mails received in the past, and many of those e-mails were not informative to him on the issue of the subject's performance on the BOE. He said a new group of e-mails recently received were more helpful to him in making a decision. He disclosed a one-on-one exchange of voice mails with Legal Counsel. He agreed that there was no malfeasance in office shown on the two dates of the tapes in February. He noted the other standard in the NRS was neglect of duty. Commissioner Humke explained there were cases where bias constituted a neglect of duty, but this was not a strong case. He confirmed he would not support removal from office, but he did see a clear demonstration of certain bias by the subject in the videotape, whether it was against the District Attorney or the Assessor.

Chairman Weber agreed that each individual brought their own experiences and personalities to the BOE; however, the conduct observed on the snippet tape was not conduct that any Commissioner would want representing them. She stated there was a decorum that should be held at these meetings, and there was a bias shown and demonstrated in those few pieces that were viewed.

Commissioner Larkin made a motion that the evidence presented to this Board supported the statute driven language of neglect of duty, specifically a willful bias and misuse of office that was contra to good order and discipline; that these actions were over an extended period and willful; and this clearly demonstrated a pattern of behavior which amounted to a failure to perform the duties required by law; and the appropriate sanction for this body was censure, with training, for Mr. Schmidt. Chairman Weber seconded the motion.

Commissioner Galloway stated he could not support the motion because the type of issues that were raised were legitimate. He said if the questions were brought up repeatedly in a way that obstructed the BOE from getting its job done, that would be another matter. He noted the commendation given to the BOE from the Board for accomplishing their work.

Commissioner Sferrazza commented the Assessor's Office might have been overruled improperly; and, if they were, it was by the majority of the BOE, and the entire BOE should be removed. He recognized that Mr. Schmidt had bias against the District Attorney's Office, but that was not the issue. Commissioner Sferrazza stated if this was a question of bias, then all the members should be removed. He said Mr. Schmidt should not be singled out for that action, and the Chairman should have exercised better control over the BOE.

In response to Chairman Weber, Ms. Foster discussed bias and neglect of duty. She gave examples and noted there was a wide spectrum of cases defining neglect of duty. She said a level of bias could lead to neglect of duty. She confirmed Mr. Schmidt was correct when he stated on the tape that the BOE served as a quasi-judicial body, and the BOE had an obligation to hear cases with neutrality and without bias. Ms. Foster explained there was a prohibition applied to any quasi-judicial board, which was the members had an obligation to act with neutrality and impartiality. She said that was drawn from the fact that the members were performing a function that was judicial in nature; and they were expected to conduct themselves in the same fashion that would be expected from judges in terms of impartiality.

Commissioner Sferrazza stated the District Attorney had a potential conflict of interest in advising the BOE since the District Attorney represented the Assessor's Office at the same time he was representing the BOE. He said a third party should resolve that issue in fairness to Mr. Schmidt. Commissioner Sferrazza stated he did not believe that point, as stressed by Mr. Schmidt, constituted bias.

Chairman Weber stated that was not the issue before the Board, and that could be brought forward as a separate issue in the future.

In response to Commissioner Sferrazza, Ms. Foster explained there was a Nevada Supreme Court opinion involving the Attorney General's Office sitting as counsel for a licensing board and prosecuting a licensing violation. She said the Supreme Court

found there was no conflict of interest in that case, and it was allowable. Ms. Foster stated it was under that guidance the County had continued with the current arrangement.

On call for the question, the motion passed on a 3-2 vote, with Commissioners Humke, Larkin, and Weber voting "yes," and Commissioners Galloway and Sferrazza voting, "no."

05-496 APPOINTMENTS - REAPPOINTMENT – OPEN SPACE AND REGIONAL PARK COMMISSION – PARKS

On motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried, Chairman Weber ordered that Clifton Young be reappointed to the Open Space and Regional Park Commission with a term from July 1, 2005 to June 30, 2009.

County Manager Katy Singlaub stated an e-mail, which was placed on file with the Clerk, was received from Paula Morris-Tallent requesting that her name be removed from consideration.

Commissioner Galloway submitted a document concerning an update on the Open Space and Regional Park Commission interviews, which was placed on file with the Clerk. He said at the Caucus meeting on May 16, 2005 it was recommended that the Board name a top choice for Districts 1 and 2, and the other appointments would be delayed to give citizens an opportunity to apply.

Commissioner Humke offered that one reappointment and approximately three appointments would be appropriate. He said he and Commissioner Galloway had completed the screening, and they were concerned about District representation. He recommended Patricia Moen be appointed from District 2.

Commissioner Galloway suggested William von Phul and Patricia Moen be appointed to the Open Space and Regional Park Commission with terms from July 1, 2005 to June 30, 2009. He said that would allow the Park Commission to continue to meet with a quorum. Commissioner Galloway stated that would leave three seats available for other citizens to apply.

Chairman Weber mentioned when she attended the Sun Valley Citizen Advisory Board (CAB) meeting on May 14, 2005 those in attendance wanted to have an opportunity to apply. She said there were others in the North Valleys that intended to have their applications in, and she appreciated the opportunity to go to the CAB's to encourage citizens to apply.

Commissioner Sferrazza said he would support the concept that had been brought forward, and he would prefer no more than two representatives from any Commission District.

On motion by Commissioner Galloway, seconded by Commissioner Humke, which motion duly carried, Chairman Weber ordered that William von Phul and Patricia Moen be appointed to the Open Space and Regional Park Commission with terms from July 1, 2005 to June 30, 2009. It was further ordered that staff be directed to reopen applications and bring the matter to the Board at the earliest feasible time after giving applicants reasonable opportunity to apply.

Chairman Weber asked if the Rancho San Rafael Advisory Board was considered. Commissioner Galloway stated no one who applied indicated they were on the Rancho San Rafael Advisory Board.

Karen Mullen, Regional Parks and Open Space Director, confirmed there was no vacancy on that Board, but staff would verify when terms were ending.

05-497 TRUCKEE RIVER FLOOD MANAGEMENT PROJECT UPDATE

The staff report was submitted, and the Board accepted the report.

REPORTS/UPDATES FROM COMMISSION MEMBERS

Commissioner Larkin remarked that on May 19, 2005 he had a Reno Sparks Convention and Visitors Authority (RSCVA) budget meeting and a Regional Transportation Commission (RTC) budget meeting at the same time. He planned to attend the RTC budget meeting, and he would need a replacement of two Commissioners at the RSCVA meeting. He commented the RSCVA would be considering special funding for special projects, and it would be beneficial to have a second Commissioner in attendance.

County Manager Katy Singlaub said she would confirm that the Board had appointed all other Board members as alternates where alternates were allowed.

Following discussion on conflicts the Commissioners were experiencing due to budget deadlines for the various boards and commissions, Ms. Singlaub suggested the Commissioners telephone or e-mail staff with the meeting conflicts, and staff would make appropriate arrangements.

Commissioner Larkin commented the Executive Committee of the Flood Management Project had released the Joint Flood Project Coordinating Committee to convene. Commissioner Sferrazza said he would resign from the Joint Flood Project Coordinating Committee if Jessica Sferrazza, Reno City Councilmember, was appointed as a representative.

Commissioner Humke gave an update on the Public Defender selection process. He said the applications were in, the cutoff date had been achieved, and 12 applications had been received. He noted Committee Number One would be having interviews on May 31, 2005.

COMMUNICATIONS AND REPORTS

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

05-498 COMMUNICATIONS:

- A. Letter confirming the appointment by the Sparks City Council of Judy Moss to the Regional Planning Governing Board with the appointment expiring June 30, 2007.

05-499 BUDGETS – 2005-2006

- A. Carson-Truckee Water Conservancy District – Tentative

05-500 REPORTS – MONTHLY (March 2005)

- A. County Clerk
- B. Clerk of the Court

05-501 REPORTS – MONTHLY (April 2005)

- A. Clerk of the Court

05-502 REPORTS – QUARTERLY (March 2005)

- A. Clerk of the Court
- B. Office of the Constable - Incline Village/Crystal Bay Township
- C. Justice Court - Sparks Township
- D. Justice Court - Verdi Township
- E. County Clerk
- F. Sheriff – Civil Fees and Commissions
- G. Gerlach General Improvement District
- H. Grand View Terrace General Improvement District

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There being no further business to come before the Board, the meeting adjourned at 6:55 p.m. for a closed session for the purpose of discussing negotiations with Employee Organizations per NRS 288.220.

BONNIE WEBER, Chairman
Washoe County Commission

ATTEST:

AMY HARVEY, County Clerk
and Clerk of the Board of
County Commissioners

*Minutes Prepared by
Lori Rowe, Deputy County Clerk*