

BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY

2:00 P.M.

SEPTEMBER 13, 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:

***2:12 p.m.** Commissioner Sferrazza arrived.

***2:15 p.m.** Commissioner Galloway arrived.

AGENDA

In accordance with the Open Meeting Law, on motion by Commissioner Larkin, seconded by Commissioner Humke, which motion duly carried, Chairman Weber ordered that the agenda for the September 13, 2005 meeting be approved with the following changes: **Delete** Item 7G, reappoint Bill Whitney to the State Land Use Planning Advisory Council, and Item 8, appearance by Chris Riche, the Nevada Discovery Museum.

Gary Schmidt, Washoe County resident, spoke on the confusion surrounding the consent agenda.

Sam Dehne, local resident, suggested Caucus meetings be reinstated.

05-904 **APPEARANCE - RENO AIR RACING ASSOCIATION**

Michael Houghton, President and CEO of Reno Air Racing Association, updated the Board on the status of the air show. He said this was the 42nd year of the event. Mr. Houghton said the U.S. Air Force Thunderbirds and the Canadian Forces Snowbirds would both be performing. He reviewed the event highlights and the County benefits received from the air races.

On behalf of the Board, Chairman Weber thanked Mr. Houghton for an outstanding community event.

05-905 PUBLIC COMMENTS

Katy Singlaub, County Manager, read a statement from the District Attorney's Office that clarified the Open Meeting Law and public comment. She read, "The County Commission can deliberate or take action only if a matter has been listed on an agenda properly posted prior to the meeting. During the public comment period, speakers may address matters not listed on the published agenda. The Open Meeting Law does not expressly prohibit responses to public comments by the Commission; however, responses from Commissioners to unlisted public comment topics could be considered deliberation on a matter without notice to the public. On the advice of Legal Counsel and to ensure the public has notice of all matters the Commission will consider, Commissioners will not respond to public comments except to correct factual inaccuracies, ask for County staff action, or to ask that a matter be listed on a future agenda."

Susan Bruno, Friends of Washoe County Library, updated the Board on the semi-annual book sale and the on-going search for storage space. She explained the upcoming events and distributed pamphlets to the Board.

Guy Felton, local resident, spoke loudly concerning his wrongful removal from the meeting on July 12, 2005. He offered information from Congress.org.

Al Hesson, Reno resident, spoke on the government's response to Hurricane Katrina.

Tom Noblett, local resident, stated the selection process and rules needed to be amended concerning Citizen Advisory Boards.

Gary Schmidt, Washoe County resident, remarked on recent lawsuits he had filed in regard to Open Meeting Law violations concerning the Board.

Sam Dehne, Reno resident, commented on the recent hurricane disaster in New Orleans and the incompetence of the Federal Emergency Management Agency (FEMA).

MANAGER'S/COMMISSIONERS' COMMENTS

Commissioner Sferrazza remarked all Commissioners have the right to respond to public comment if they choose; however, the practice of this Board had been not to respond. He said given an appropriate occasion, each of the Board members reserved that right.

In response to Chairman Weber, Melanie Foster, Legal Counsel, explained during Commissioner Comments the Board may choose to discuss remarks heard from the public.

Commissioner Galloway requested an update from Animal Control concerning the progress on the consolidation of services.

Commissioner Humke commended Governor Guinn, State and County agencies, and staff for countless hours in preparing for the anticipated evacuees from Hurricane Katrina. He said although those evacuees did not come to Nevada, this was a good rehearsal for future events. Commissioner Humke said the Flood Project Coordinating Committee's offer to purchase the 55 acres of University of Nevada, Reno land was back on and he thanked Commissioner Larkin for his efforts of diplomacy. He commented on the Redfield Regional Center Plan and said a major development was underway in the City of Reno sphere of influence. Commissioner Humke remarked this was a cooperative planning area, and the City of Reno was seeking to work with County agencies. He said a meeting would be held September 15, 2005 for citizens to address their concerns.

Commissioner Larkin said guidelines had been provided from Legal Counsel on what constitutes discussion and deliberation. He remarked Section 8.05 of the Nevada Open Meeting Law did not require a public body to tolerate comments that were "willfully disruptive of the meeting by being irrelevant, repetitious, slanderous, offensive, inflammatory, irrational, or amounting to personal attacks." He said the Chair of a public body may, without the vote of the public body, "declare a recess to remove a person who was disruptive to the meeting." Commissioner Larkin commented that was an important caveat this Board had not exercised. He thanked Katy Singlaub, County Manager, for arranging the Strategic Planning Retreat to discuss the Board's 2005/06 and 2006/07 goals and commended the facilitator, Erica Olsen, for spiriting the Board through the process. He requested the subsequent dates for a closeout of the 2004/05 year, a timeline for 2005/06, and the beginning of the process for 2006/07.

Chairman Weber requested a discussion item concerning Code Enforcement Officers. She thanked Ms. Singlaub, and John Slaughter, Management Services Director, for scheduling the Strategic Planning Retreat.

05-906 MINUTES

On motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, Chairman Weber ordered that the minutes of the regular meeting of August 9, 2005 be approved.

05-907 CANCELLATION OF REGULAR MEETING

On motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, Chairman Weber ordered that the regular scheduled meeting of the Board of County Commissioners for September 27, 2005 be cancelled pursuant to Washoe County Code 5.017(4) and that the Clerk be directed to post the notice of cancellation.

05-908 RESOLUTION OF APPRECIATION – ROBERT SEACH

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

RESOLUTION OF APPRECIATION

WHEREAS, Over many years Robert Seach has contributed much to the citizens of Washoe County with his long career of volunteer service; and

WHEREAS, Bob served voluntarily on many Washoe County Boards or Commissions – including eight years on the Board of Equalization (1983 through 1991) and 19 years on the Debt Management Commission (1986 through mid-2005); and

WHEREAS, Bob’s service on these Boards, as well as the Board of Adjustment and the Board of Trustees for the Senior Center, has made a valuable and essential contribution to the proper functioning of Washoe County for the welfare of its citizens; and

WHEREAS, Bob’s steady and reliable participation over these many years is an unprecedented record of volunteer service and sacrifice of personal time for the benefit of his fellow citizens and neighbors; now, therefore, be it

RESOLVED, By the Washoe County Board of Commissioners that the Board expresses their appreciation and respect to Robert Seach for his dedication and hard work on behalf of Washoe County; and be it further

RESOLVED, That the Board wishes Bob good health and all the best in his future endeavors.

Sam Dehne, Reno resident, spoke in favor of grants for Juvenile Services. He commented on the confusion of the consent agenda.

Gary Schmidt, Washoe County resident, said he predicted additional confusion to the consent agenda and a potential Open Meeting Law violation.

**05-909 RESOLUTION – ESTABLISH TRUCKEE RIVER FLOOD
MANAGEMENT INFRASTRUCTURE FUND - FINANCE**

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

**RESOLUTION CREATING THE TRUCKEE RIVER FLOOD MANAGEMENT
INFRASTRUCTURE SPECIAL REVENUE FUND**

WHEREAS, Bill number 1223 Ordinance number 1047 amended Washoe County Code, Chapter 20, by imposing an infrastructure sales tax of .125 (1/8 cent) to fund flood control and public safety projects; and

WHEREAS, as of October 24, 2000 Board of County Commissioners directed that upon completion of the public safety projects all funds go towards the Truckee River flood management; and

WHEREAS, the approved public safety projects are complete; and

WHEREAS, the resources and disbursements relative to the funding for the flood management needs to be separated from other County financial activity; and

WHEREAS, the resources and disbursements relative to the operations should be in a Special Revenue fund; and

WHEREAS, the County will annually budget resources and disbursements to fund the Truckee River Flood Management Project; and

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

Section 1. That the Truckee River Flood Management Infrastructure Fund is hereby created as a special revenue fund subject to Local Government Budget Act contained in NRS 354.

Section 2. That the Finance Department is hereby directed to establish said fund on the official books and records of Washoe County for the purposes of accounting for the Truckee River Flood Management Project funds and interest earnings on the assets of the fund and expenditures and disbursement from the fund.

Section 3. This Resolution shall be effective on passage and approval.

Section 4. The County Clerk is hereby directed to disburse executed copies of the Resolution to the Department of Taxation, the Comptroller, the Manager's Office and the Budget Division within 30 days.

05-910 VIOLENCE AGAINST WOMEN GRANT - SHERIFF

Upon recommendation of Jim Lopey, Assistant Sheriff, and Craig Callahan, Commander, through Dennis Balaam, Sheriff, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, Chairman Weber ordered that the grant from the State of Nevada, Office of Attorney General, FFY 2005 Violence Against Women Grant, to the Washoe County Sheriff's Office in the amount of \$2,750 with an In-kind Match of \$917 be accepted and the Finance Department be authorized to make the following budget adjustments:

Increases Revenues:

10499-431100 [Domestic Violence Unit Trn-Fed'l Grants] \$2,750

Increase Expenditures:

10499-710509 [Domestic Violence Unit Trn-Seminars/Mtgs] \$2,750

**05-911 INTERLOCAL CONTRACT – STATE OF NEVADA –
SUPERVISION OF PROBATIONERS - SHERIFF**

Katy Singlaub, County Manager, stated the audit would not have any affect on the contract. She said the Sheriff's Office specified in the contract extension, through the Sheriffs Community Work Program, to provide an opportunity for access to Court ordered programs.

Upon recommendation of Michael Haley, Assistant Sheriff, through Dennis Balaam, Sheriff, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the Interlocal Contract between Washoe County Sheriff's Office and the State of Nevada, Department of Public Safety, Division of Parole and Probation, for supervision of probationers assigned to community service through the Sheriff's Community Work Program in the amount of \$8,857 to be received per fiscal year from July 1, 2005 through June 30, 2007 be approved and Chairman Weber be authorized to execute the same.

**05-912 AGREEMENT – RESOLUTION – NEVADA HEALTH CENTERS,
INC. – PROVISION OF PRIMARY CARE SERVICES –
MANAGEMENT SERVICES**

Upon recommendation of Gabrielle Enfield, Grants Administrator, through John Slaughter, Management Services Director, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the Agreement for Provision of Primary Care Services (Grant Program

Contract) between Washoe County and Nevada Health Centers, Inc, concerning the operation of the Gerlach Health Clinic for fiscal year 2005/06 in the amount of \$87,800 be approved and Chairman Weber be authorized to execute the resolution necessary for the same. It was further ordered that Chairman Weber be authorized to execute the Business Associate Agreement between Nevada Health Centers, Inc. and Washoe County.

**RESOLUTION AUTHORIZING THE GRANT OF PUBLIC MONEY TO A
NONPROFIT ORGANIZATION CREATED FOR RELIGIOUS, CHARITABLE
OR EDUCATIONAL PURPOSES**

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 nonprofit organization created for religious, charitable or educational purposes to be expended for a selected purpose; and

WHEREAS, the Board of Commissioners of Washoe County has determined that \$87,800 in funding is needed to address the basic health care needs of the uninsured and underinsured of Gerlach; now, therefore, be it

RESOLVED, by the Board of Commissioners of Washoe County that:

1. The Board hereby grants to Nevada Health Centers, Inc., a nonprofit organization created for religious, charitable or educational purposes, a grant for fiscal year 2005-2006 in the amount of \$87,800 (Community Support).
2. The Board finds that in making this grant a substantial benefit will be provided to the inhabitants of the County by providing basic health care to low income, uninsured, and underinsured clients living in the Gerlach area.
3. The maximum amount to be expended from the grant and the conditions and limitations upon the grant are as set forth in the Grant Program Contract, which Contract is attached hereto and incorporated herein by reference.

**05-913 PAYMENT – TAHOE REGIONAL PLANNING AGENCY –
MANAGEMENT SERVICES**

Upon recommendation of Gabrielle Enfield, Grants Administrator, through John Slaughter, Management Services Director, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, Chairman Weber ordered that the payment of \$21,667 to the Tahoe Regional Planning Agency,

pursuant to the Tahoe Regional Planning Compact (Article VIII, Public Law 96-551, December 1980), be authorized.

**05-914 SUPPLEMENTAL FUNDING – EMERGENCY MANAGEMENT
PREPAREDNESS GRANT - MANAGEMENT SERVICES**

Katy Singlaub, County Manager, said staff was accepting supplemental funding and agreed to receive \$14,615.57 in grant monies while the remaining amount of \$922.45 would be funded from Emergency Management. In response to Commissioner Larkin, Ms. Singlaub replied Board approval was not needed to purchase the item since it was within the departments purchase authority.

Upon recommendation of Cathy Ludwig, Emergency Management Grants Coordinator, through John Slaughter, Management Services Director, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, Chairman Weber ordered the overmatch dollars in the amount of \$14,615.57 for the FFY 2003 and FFY 2004 Emergency Management Preparedness Grant (EMPG) be accepted and that the Finance Department be directed to make the following budget adjustments:

<u>Increase Revenue:</u>	
10005-431100 (Federal Revenue)	\$14,615.57
<u>Increase Expenditure:</u>	
10005-781004 (Equipment > \$10,000)	\$14,615.57

It was noted the monies would be used to purchase a wireless system for the EOC, which transmits wireless sound for news broadcasts and radio traffic during emergencies and/or disasters.

**05-915 REFRESHMENTS – HUMAN SERVICES CONSORTIUM AND
TRIUMVARATE MEETINGS – MANAGEMENT SERVICES**

Upon recommendation of Julie Skow, Administrative Assistant II, through John Slaughter, Management Services Director, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, Chairman Weber ordered that the expenditure at the existing per diem rate to provide refreshments for participants during fiscal year 2005/06 Washoe County Human Services Consortium and Triumvirate meetings be approved. It was noted the amount expended would not exceed \$800.

05-916 2005/06 TITLE V GRANT – JUVENILE SERVICES

Katy Singlaub, County Manager, commented teens participate in a weekly community service project and attend seminars where they receive job training and self-protection skills.

Upon recommendation of Michael Martino, Juvenile Services Program Manager, through Leonard Pugh, Juvenile Services Director, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, Chairman Weber ordered that the Juvenile Justice Commission's 2005-2006 Juvenile Accountability Block Grant Award in the amount of \$35,025 be accepted and that the Finance Department be directed to make the following budget adjustments:

ACCOUNT NUMBER	DESCRIPTION	AMOUNT OF INCREASE
Revenue		
10500-431100 Federal Grant	Federal Grant	\$35,025
Expenditures		
10500-410400	OJJDP/Payment to Agency	\$35,025

05-917 2005/06 OFFICE OF JUVENILE JUSTICE AND DELINQUENCY PROGRAM/NEVADA JUVENILE JUSTICE COMMISSION FORMULA GRANT – JUVENILE SERVICES

Upon recommendation of Michael Martino, Juvenile Services Program Manager, through Leonard Pugh, Juvenile Services Director, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, Chairman Weber ordered that the 2005/06 Office of Juvenile Justice and Delinquency Program (OJJDP)/Nevada Juvenile Justice Commission Grant, supporting the Department's prevention and early intervention strategies that focus on youth at-risk of entering the juvenile justice system in the amount of \$55,200 be accepted. It was further ordered that the Finance Department be directed to make the following budget adjustments:

ACCOUNT NUMBER	DESCRIPTION	AMOUNT OF INCREASE
Revenue		
10345-431100	OJJDP	\$55,200
Expenditures		
10345-701110	OJJDP/Salary	\$28,570
10345-705110	OJJDP/Insurance	\$ 5,190
10345-705210	OJJDP/Retirement	\$ 5,500
10345-705230	OJJDP/Medicare	\$ 400
10345-705320	OJJDP/Workmen's Comp	\$ 290
10345-705330	OJJDP Unemploy. Comp	\$ 50
10345-710400	OJJDP/Payment to Agency	\$15,200

It was noted that Juvenile Services would be the fiscal agent for the Life Enhancement Project and the Mental Health Program.

05-918

**ACCEPTANCE OF GRANT – 2005/06 JUVENILE
ACCOUNTABILITY BLOCK GRANT – JUVENILE SERVICES**

Upon recommendation of Michael Martino, Juvenile Services Program Manager, through Leonard Pugh, Juvenile Services Director, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, Chairman Weber ordered that the Juvenile Justice Commission's 2005/06 Juvenile Accountability Block Grant award in the amount of \$71,164 be accepted. It was further ordered that the Finance Department be directed to make the following budget adjustments:

ACCOUNT NUMBER	DESCRIPTION	AMOUNT OF INCREASE
Revenue		
10042-431100		\$71,164.00
Expenditures		
10042-701110	Base Salary	\$45,447.62
10042-705110	Group Insurance	\$ 5,538.00
10042-705210	Retirement	\$14,438.52
10042-705230	Medicare	\$ 659.00
10042-705320	Workman's Comp	\$ 290.00
10042-705330	Unemployment Comp	\$ 50.00
10042-701010	Professional Services	\$ 4,740.86

05-919

**PROFESSIONAL SERVICES AGREEMENT – ASSESSMENT
MANAGEMENT GROUP, INC. – BILLING/COLLECTION OF
SPECIAL ASSESSMENTS - TREASURER**

Katy Singlaub, County Manager, remarked there would be no rate change because the total would be a variable based on the number of accounts. She said the County spent \$35,721 in fiscal year 2004/05 and staff expected to spend a similar amount this year; however, that would depend on the number of assessment district accounts.

Upon recommendation on Tammi Davis, Deputy Treasurer, through Bill Berrum, Treasurer, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, Chairman Weber ordered that the continuation of the professional services agreement for billing/collections of special assessments between the County of Washoe and sole source vendor, Assessment Management Group, Inc. originally approved by the Board on May 13, 2003 be approved for an additional two (2) year term with a one year renewal option. It was further ordered that the Purchasing Contracts Administrator be authorized to sign the same.

05-920 RESOLUTION – SALE OF PROPERTIES SUBJECT TO LIEN
TREASURER

Upon recommendation of Tammi Davis, Deputy Treasurer, through Bill Berrum, Treasurer, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the following resolution be adopted and Chairman Weber be authorized to execute the same:

RESOLUTION NO. 05-920

A RESOLUTION DIRECTING THE COUNTY TREASURER TO GIVE NOTICE OF THE SALE OF PROPERTIES SUBJECT TO THE LIEN OF A DELINQUENT ASSESSMENT; RATIFYING ALL ACTIONS PREVIOUSLY TAKEN; AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.

WHEREAS, the Board of Commissioners (the “Board”) of the County of Washoe (the “County”), State of Nevada, pursuant to different ordinances heretofore duly passed and adopted, created County improvement districts as more particularly described at Exhibit A attached hereto and incorporated herein (the “Districts”), and ordered the acquisition of improvements within said Districts, and determined to defray a portion of the entire cost and expense of such improvements by special assessments, according to benefits, against the benefited lots, tracts and parcels of land (“properties”) in the respective Districts; and

WHEREAS, the Board has by their respective ordinances levied assessments against the properties; and

WHEREAS, the Board has directed and hereby reaffirm their direction to the County Treasurer to collect and enforce the assessments in the Districts in the manner provided by Nevada’s Consolidated Local Improvements Law, NRS Chapter 271; and

WHEREAS, the assessment installments on certain properties in the Districts are delinquent, as identified in Exhibit A attached hereto (“delinquent properties”), and remain delinquent after delivery by certified mail, return receipt requested, of a ten day delinquency notice to each delinquent property owner; and

WHEREAS, the Board desires that the County Treasurer proceed with a notice of the sale of the delinquent properties as provided in NRS 271.545 and sell the delinquent properties pursuant to NRS 271.540 to NRS 271.630.

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

1. The Board hereby exercises its option to cause the whole amount of the unpaid principal of the assessments on the delinquent properties to become due and payable as provided in NRS 271.410.

2. The Board here by ratifies all action previously taken by the County Treasurer and directs the County Treasurer to give notice of the sale of the delinquent properties and to sell the delinquent properties pursuant to NRS 271.540 to NRS 271.630. The sale shall take place at 11:00 a.m. on October 26, 2005 in the Washoe County Commission Chambers, 1001 E. Ninth Street, Reno, which the Board hereby finds a convenient location within the County.

3. If some irregularity or circumstance arises before the sale of any delinquent property such that in the opinion of the Washoe County Treasurer the public interest would best be served by withdrawing such a delinquent property from sale, the Washoe County Treasurer is hereby expressly authorized to make such a withdrawal. The Treasurer shall report to the Board in writing concerning his decision to make such a withdrawal and shall state the reasons for the decision.

4. The County Treasurer shall give the notice as provided in NRS 271.545, by publication in the *Reno Gazette Journal*, a newspaper of general circulation in the County, and such notice to be published at least once a week, for three consecutive publications, by three weekly insertions, the first such publication to be at least 15 days prior to the day of sale. It shall not be necessary that the notice be published on the same day of the week, but not less than 14 days shall intervene between the first publication and the last publication. Such service by publication shall be verified by the affidavit of the publisher and filed with the County Treasurer. The County Treasurer or his designee shall also give written notice of sale by mailing a copy of such notice, by first-class mail, postage prepaid, at least 20 days prior to the day of the sale, to the last known owner or owners of all properties subject to sale or other designated person at his or her last-known address or addresses; and to any person or governmental entity that appeared in the records of the County to have a lien or other interest in the delinquent property. Proof of such mailing shall be made by the affidavit of the County Treasurer or his designee and such proof shall be filed with the County Treasurer. Proof of publication and proof of the mailing shall be maintained in the permanent records of the office of the County Treasurer until all special assessments and special assessment bonds issued (if such special assessment bonds have been or are hereafter issued) shall have been paid in full, both principal and interest, until any period of redemption has expired or property sold for an assessment, or until any claim is barred by an appropriate statute of limitations, whichever occurs last.

5. The officers of the County are hereby authorized to take all action necessary to effectuate the provisions of this Resolution.

6. The resolution is effective on passage and approval.

**05-921 PURCHASE REQUISITION – FY 2005/06 PROJECT CARE –
SECOND JUDICIAL DISTRICT COURT**

Upon recommendation of Sheila Leslie, Second Judicial District Court Specialty Courts Coordinator, through Ron Longtin, District Court Administrator, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, Chairman Weber ordered that the fiscal year 2005/06 Purchase Requisition to Project CARE for services provided pursuant to terms of the contract with District Court in an amount not exceed \$100,000 for a term retroactive to July 1, 2005 through June 30, 2006 be approved.

**05-922 INTERLOCAL CONTRACT – STATE OF NEVADA – MENTAL
HEALTH SERVICES – JUVENILE SERVICES**

Upon recommendation of Carol Galantuomini, Juvenile Services Division Director, through Leonard Pugh, Juvenile Services Director, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the Interlocal Contract between the Department of Juvenile Services and the State of Nevada, to provide funding for mental health services for juvenile sex offenders and sexually perpetrating youth for all County/City contractors statewide for a two year period from July 1, 2005 through June 30, 2007 not to exceed \$162,820, be approved and Chairman Weber be authorized to execute the same.

**05-923 EXPENDITURE – MODULAR FURNITURE – RENO BUSINESS
INTERIORS – SOCIAL SERVICES**

Upon recommendation of Mike Capello, Social Services Director, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, Chairman Weber ordered that the Department of Social Services be authorized to expend approximately \$265,000 to purchase and install modular furniture at 350 South Center Street through Reno Business Interiors (RBI). It was noted that the purchase would be facilitated through a joinder to the State of Nevada's contract with RBI.

**05-924 AMENDMENT – INTERLOCAL AGREEMENT – DEPARTMENT
OF MOTOR VEHICLES – FINANCE**

Upon recommendation of John Hull, Senior Fiscal Analyst, through John Sherman, Finance Director, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the Amendment #1 to the Interlocal Agreement with the Department of Motor Vehicles (DMV) and the scope of work for the collection of motor fuel taxes indexed to the rate of inflation and pay the DMV one percent of the gross amount collected, which is anticipated to bring an increase of approximately \$135,000 in annual revenue for this fiscal year's inflation adjustment, be approved. It was further ordered that a \$1,350 administrative fee be paid to the DMV by Washoe County and Chairman Weber be authorized to execute the same.

05-925 CONTACT EXTENSION – STATE OF NEVADA FOOD DISTRIBUTION PROGRAM – SENIOR SERVICES

Upon recommendation of Marietta Bobba, Senior Services Director, through John Berkich, Assistant County Manager, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, Chairman Weber ordered that the Director of Senior Services execution of a FY 05/06 contract extension between the State of Nevada Food Distribution Program and Senior Services in the amount of \$20,938 in additional funding for the Emergency Food Assistance Program be ratified and approved. It was further ordered that the Finance Department be authorized to make the following budget adjustments:

ACCOUNT NUMBER	DESCRIPTION	AMOUNT OF INCREASE/ (DECREASE)
10409-731100	Federal Revenue	\$20,938
10409-701110	Base Salaries	20, 938

05-926 PURCHASE REQUISITION – TAHOE-PYRAMID BIKEWAY PATH - HEALTH

Upon recommendation of Patsy Buxton, Health Analyst, through Eileen Coulombe, Administrative Health Officer, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, it was ordered that Purchase Requisition #3000003827 issued to Nevada Land Conservancy in support of development and construction of the Mogul-Verdi section of the Tahoe-Pyramid Bikeway Path, funded by a \$370,000 Department of Motor Vehicles (DMV) Excess Reserve Grant (IN 10039) from the State of Nevada in the amount of \$25,000, be approved.

05-927 BUDGET AMENDMENT - FY 2005/06 – PERINATAL GRANT PROGRAM - HEALTH

Upon recommendation of Patsy Buxton, Health Analyst, through Eileen Coulombe, Administrative Health Officer, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, Chairman Weber ordered that the amendments totaling an increase of \$63,729 in both revenue and expenses to the Perinatal Grant Program (internal order #TBD) FY 05/06 Budget be approved. It was further ordered that the creation of one .60 FTE benefits eligible (24 hours per week) Public Health Nurse II position, (PC#TBD) as evaluated by the Job Evaluation Committee (JEC) be authorized and the Finance Department be directed to make the following budget adjustments:

ACCOUNT NUMBER	DESCRIPTION	AMOUNT OF INCREASE
2002-IO-TBD-460162	Services to Other Agencies	\$63,729
2002-IO-TBD-701120	Part-time	\$32,849
705110	Group Insurance	\$ 7,954
705210	Retirement	\$ 6,652
705230	Medicare	\$ 476
705320	Workmen's Comp	\$ 269
705330	Unemployment Comp	\$ 41
710512	Mileage	\$ 338
710334	Copy Machine	\$ 150
710500	Other Expenses	\$15,000
Total Expenditures		\$63,729

05-928 BUDGET AMENDMENT - FY 2005/06 – FAMILY PLANNING GRANT PROGRAM - HEALTH

Upon recommendation of Patsy Buxton, Health Analyst, through Eileen Coulombe, Administrative Health Officer, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried with Chairman Weber voting “no,” it was ordered that the amendments totaling an increase of \$59,537.32 in both revenue and expenses to the adopted fiscal year 2005/06 Family Planning Grant Program, IO 10025, to bring the fiscal year 2005/06 adopted budget into alignment with the grant be approved. It was further ordered that the creation of one .40 FTE non-benefits eligible (16 hours per week) Office Assistant II position, (PC#TBD) as evaluated by the Job Evaluation Committee (JEC); and that the increase in part-time hours for position control numbers 70002191 (.60FTE to .75FTE), 70002192 (.90FTE to .95FTE), 70002194 (.80FTE to .85FTE), 70002195 (.80FTE to .85FTE), 70002185 (.80FTE to .85FTE) be authorized. It was also ordered that the Finance Department be directed to make the following budget adjustments:

ACCOUNT NUMBER	DESCRIPTION	AMOUNT OF INCREASE/ (DECREASE)
2002-IO-10025-431100	Federal Revenue	\$59,537.32
2002-IO-10025-701120	Part-time	\$45,862.00
705210	Retirement	\$ 5,605.00
705230	Medicare	\$ 529.00
710300	Medical Supplies	\$ 2,000.00
710350	Office Supplies	\$ 750.00
710721	Lab Outpatient	\$ 3,406.00
710703	Biologicals	\$ 5,405.32
711119	Property & Liability Insurance	(\$ 4,020.00)
Total Expenditures		\$59,537.32

05-929

**BUDGET AMENDMENT - FY 2005/06 – HIV CORE
SURVEILLANCE PROGRAM - HEALTH**

Upon recommendation of Patsy Buxton, Health Analyst, through Eileen Coulombe, Administrative Health Officer, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, Chairman Weber ordered that the amendments totaling an increase of \$13,608.97 in both revenue and expenses to the adopted fiscal year 2005/06 HIV Core Surveillance Grant Program, IN 10012, in support of Other Professional Services, Travel and Operating expenditures funded by a Notice of Subgrant Award from the Nevada State Health Division be approved and the Finance Department be directed to make the following budget adjustments:

ACCOUNT NUMBER	DESCRIPTION	AMOUNT OF INCREASE/ (DECREASE)
2002-IN-10012-431100	Federal Revenue	\$13,608.97
2002-IN-10012-701150	Contractual Wages	\$ 3,300.00
710100	Professional Services	\$ 5,582.35
710300	Operating Supplies	\$ 795.00
710508	Telephone	\$ 500.00
710512	Auto Expense	\$ 402.00
710546	Advertising	\$ 1,015.00
711119	Property & Liability Billing	(\$ 988.38)
711210	Travel	\$ 3,003.00
	Total Expenditures	\$13,608.97

05-930

**BUDGET AMENDMENT - FY 2005/06 – UNDERGROUND
STORAGE TANK AND LEAKING UNDERGROUND STORAGE
TANK PROGRAM - HEALTH**

Upon recommendation of Patsy Buxton, Health Analyst, through Eileen Coulombe, Administrative Health Officer, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, Chairman Weber ordered that the budget amendments totaling a decrease of \$6,448.06 in both revenues and expenses to the adopted fiscal year 2005/06 Underground Storage Tank (UST) and Leaking Underground Storage Tank (LUST) Program Budget, IN 10023, in support of Salaries and Benefits, Operating, Travel, and Training funded by an Interlocal Contract from the State of Nevada be approved and the Finance Department be directed to make the following budget adjustments:

ACCOUNT NUMBER	DESCRIPTION	AMOUNT OF DECREASE
2002-10023-431100	Federal Contributions	(\$6,448.06)
2002-10023-711113	Equipment Svcs Replacement	(\$5,742.86)
711114	Equipment Svcs O&M	(\$ 705.20)

Total Expenditures	\$(6,448.06)
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**05-931 BUDGET AMENDMENT - FY 2005/06 – TUBERCULOSIS
SUPPLEMENTAL BASE PROGRAM - HEALTH**

Upon recommendation of Patsy Buxton, Health Analyst, through Eileen Coulombe, Administrative Health Officer, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, Chairman Weber ordered that the amendments totaling a decrease of \$4,000 in both revenue and expenses to the adopted fiscal year 2005/06 Tuberculosis Supplemental Base Program, IN 10035, in support of Personnel, Travel, Supplies, and Operating expenditures funded by an Interlocal Contract from the Nevada State Health Division be approved and the Finance Department be directed to make the following budget adjustments:

ACCOUNT NUMBER	DESCRIPTION	AMOUNT OF INCREASE/ (DECREASE)
2002-IO-10035-432100	State Revenue	(\$4,000.00)
2002-IO-10035-701412	Salary Adjustment	\$ 1,173.84
2002-IO-10035-710100	Professional Services	\$ 241.00
710108	MD Consultants	\$ (800.00)
710350	Office Supplies	\$ 71.00
710500	Other Expense	\$ 709.00
710508	Telephone	\$ (100.00)
710509	Seminars & Meetings	\$ (250.00)
710703	Biologicals	\$(2,121.00)
710721	Lab – Outpatient	\$(1,716.84)
711119	Property & Liability Billings	\$(1,457.00)
711210	Travel	\$ 250.00
Total Expenditures		(\$4,000.00)

**05-932 BUDGET AMENDMENT - FY 2005/06 – CHILD ABUSE
PREVENTION OUTREACH AND MARKETING PROGRAM -
HEALTH**

Upon recommendation of Patsy Buxton, Health Analyst, through Eileen Coulombe, Administrative Health Officer, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, Chairman Weber ordered that the amendments totaling \$15,903.26 in revenues and \$10,903.26 in expenses to the adopted fiscal year 2005/06 Child Abuse Prevention Outreach and Marketing Program, IN 10410, budget in support of Printing, Postage, Travel, and Other expenditures funded by an Interlocal Contract from the State of Nevada Department of Human Resources be approved and the Finance Department be directed to make the following budget adjustments:

ACCOUNT NUMBER	DESCRIPTION	AMOUNT OF INCREASE/(DECREASE)
2002-IN-10410-432100	State Revenue	\$15,903.26
2002-IN-10410-710361	Postage	\$ 8,827.73
710500	Other Expense	\$ 2,500.00
710502	Printing	\$ 3,200.00
710546	Advertising	(\$ 5,000.00)
711210	Travel	\$ 1,375.53
Total Expenses		\$10,903.26

It was noted that an encumbrance carried forward into fiscal year 2005/06 brought \$5,000 in budget authority for internal order 10410 and that revenues will equal expenditures after the amendments are posted.

05-933 BUDGET AMENDMENT - FY 2005/06 – EPHTS PROGRAM - HEALTH

Upon recommendation of Patsy Buxton, Health Analyst, through Eileen Coulombe, Administrative Health Officer, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, Chairman Weber ordered that the amendments totaling a decrease of \$34,034 in both revenue and expenses to the adopted fiscal year 2005/06 EPHTS Program, IN 10426, in support of Advertising and the amendments totaling an increase of \$17,600 in both revenue and expenses to the adopted fiscal year 2005/06 Diabetes Prevention Program, IN 10452 in support of Travel and Other Professional Services be approved. It noted that a Notice of Subgrant Award from the Nevada State Health Division funded both programs. It was further ordered that the Finance Department be directed to make the following budget adjustments:

ACCOUNT NUMBER	DESCRIPTION	AMOUNT OF INCREASE/(DECREASE)
2002-IN-10426-431100	Federal Revenue	(\$34,034.00)
2002-IN-10426-710100	Professional Services	(\$14,000.00)
710300	Operating Supplies	(\$ 8,055.00)
710334	Copy Machine	(\$ 500.00)
710350	Office Supplies	(\$ 200.00)
710355	Books & Subscriptions	(\$ 1,000.00)
710361	Postage	(\$ 100.00)
710502	Printing	(\$ 4,094.00)
710508	Telephone	(\$ 200.00)
710509	Seminars & Meetings	(\$ 1,500.00)
710512	Auto Expense	(\$ 500.00)
710546	Advertising	\$ 15,110.00
711210	Travel	(\$ 1 1,490)
711504	Equipment <\$10,000	(\$ 7,505.00)
Total Expenditures		(\$34,034.00)

It was noted the adopted fiscal year 2005/06 budget would increase by \$17,600 in the following accounts:

ACCOUNT NUMBER	DESCRIPTION	AMOUNT OF INCREASE/(DECREASE)
2002-IN-40452-431100	Federal Revenue	\$17,600.00
2002-IN-40452-710100	Professional Services	\$13,600.00
711210	Travel	\$ 4,000.00
Total Expenditures		\$17,600.00

05-934 RESOLUTION - REGIONAL TRANSPORTATION COMMISSION
- PARKS

Upon recommendation of Karen Mullen, Regional Parks and Open Space Director, through Michelle Poché, Assistant County Manager, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the following resolution be adopted and Chairman Weber be authorized to execute the same:

RESOLUTION OF SUPPORT

**FOR THE JOINT PLANNING EFFORTS WITH THE REGIONAL
TRANSPORTATION COMMISSION FOR THE 2030 ROAD ALIGNMENT
THROUGH THE PROPOSED SUN VALLEY REGIONAL PARK**

WHEREAS, Washoe County Department of Regional Parks and Open Space and the community have planned for a Regional Park site in the north western section of Sun Valley for over fifteen years, and

WHEREAS, voters approved the WC-1 Park, Trails, Open Space and Libraries Bond in 2000, which included Sun Valley Regional Park; and

WHEREAS, the proposed project will preserve approximately 342 acres and provide access to public lands and is slated to include passive park facilities such as individual picnic areas, a small group picnic shelter, a trailhead, trails and landscaping during its initial phase; and

WHEREAS, the Regional Transportation Commission (RTC) of Washoe County adopted the 2030 Regional Transportation Plan on November 18, 2004; and

WHEREAS, the RTC 2030 Plan indicates that the proposed Sun Valley Western Arterial roadway will divide the park site, impede access to public lands and could destroy several beautiful rock outcroppings; and

WHEREAS, Washoe County and RTC staff have been working cooperatively to determine a more effective alignment to preserve the site's unique natural resources and provide appropriate public access; and

NOW, THEREFORE, be it resolved that the Washoe County Board of Commissioners supports the joint proactive planning efforts with the Regional Transportation Commission for the 2030 road alignment through the proposed Sun Valley Regional Park and further

RTC is requested to provide mapping of the Sun Valley Western Arterial alignment through the park and to determine the configuration of the future intersection or entrance to Sun Valley Regional Park that would accommodate both vehicular and pedestrian traffic; and

RTC is requested to construct a temporary extension of Sidehill Drive to the proposed new location of the park that will meet park standards and that could in the future provide emergency fire access and serve to connect the community in the future with pedestrian and bike path access to the park and their public lands; and

RTC is requested to construct two box culverts for pedestrian passage under the new arterial; one at the park entrance and the second near the vicinity of Chimney Lane to provide community access to the public lands north and west of the park site.

05-935 CONTRACT - COULTER AND ASSOCIATES - GALENA STONE HOUSE - PARKS

Upon recommendation of Kristine Bunnell, Park Planner, through Karen Mullen, Regional Parks and Open Space Director, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the contract with Coulter & Associates, concerning the design, fabrication and installation of interpretive panels in the Galena Stone House, in the amount of \$91,000, be approved and Chairman Weber be authorized to sign the contract. It was further ordered that the Finance Department be directed to make the necessary budget adjustments. It was noted an additional \$15,000 from Washoe County would be required to complete the sign project and that was previously approved on January 19, 2005 from 140530-710100. It was further noted the total contract amount would be \$91,000, with an in-kind service match of \$4,000, and the total project amount would be \$95,000.

05-936 AWARD OF BID - LIBERTY CENTER FIRST FLOOR RENOVATION - BID NO. PWP-WA-200-251 - PUBLIC WORKS

This was the time to consider award of the bid for the Liberty Center First Floor Renovation, 350 S. Center Street, for the Public Works Department. The Notice to Bidders for receipt of sealed bids was published in the *Reno Gazette-Journal* on July 20 and 27, 2005. Proof was made that due and legal Notice had been given.

Bids were received from the following vendors:

DML Construction
K7 Construction, Inc.
Christman Construction
Building Solutions LLC
Bison Construction
Reyman Bros.
Northern Sierra Construction

Upon recommendation of Roger Van Alyne, Capital Projects Division Director, through Tom Gadd, Public Works Director, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, it was ordered that Bid No. PWP-WA-200-251 for the Liberty Center First Floor Renovation for the Public Works Department be awarded to, Bison Construction, in the amount of \$599,700 and Chairman Weber be authorized to execute the contract documents upon presentation.

05-937 AWARD OF BID - CAMP WE CH ME FISH HATCHERY TENANT IMPROVEMENTS - BID NO. PWP-WA-2005-314 - PUBLIC WORKS

This was the time to consider award of the bid for Construction of the Camp We Ch Me Fish Hatchery Tenant Improvements for the Public Works Department. The Notice to Bidders for receipt of sealed bids was published in the *Reno Gazette-Journal* on July 29 and August 5 and 12, 2005. Proof was made that due and legal Notice had been given.

Bids were received from the following vendors:

DML Construction
K7 Construction, Inc.
Z7 Development
Building Solutions LLC

Upon recommendation of Roger Van Alyne, Capital Projects Division Director, through Tom Gadd, Public Works Director, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, it was ordered that Bid No. PWP-WA-2005-314 for Construction of the Camp We Ch Me Fish Hatchery Tenant Improvements for the Public Works Department be awarded to Building Solutions LLC, in the amount of \$197,159 and Chairman Weber be authorized to execute the contract documents upon presentation.

05-938

**RESOLUTION OF BID PROTEST - AWARD OF CONTRACT -
CAMP WE CH ME FISH HATCHERY RESTROOM BUILDING -
BID NO. PWP-WA-2005-315 - PUBLIC WORKS**

This was the time to consider the bid protest filed by K7 Construction, Inc., and award the bid for Camp We Ch Me Fish Hatchery Restroom Building for the Public Works Department. The Notice to Bidders for receipt of sealed bids was published in the *Reno Gazette-Journal* on July 29 and August 5 and 12, 2005. Proof was made that due and legal Notice had been given.

Bids were received from the following vendors:

DML Construction
K7 Construction, Inc.
Z7 Development
Building Solutions LLC

Upon recommendation of Roger Van Alyne, Public Works Deputy Director, through Tom Gadd, Public Works Director, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the bid protest filed by K7 Construction, Inc, be rejected and Contract No. PWP-WA-2005-315 for Camp We Ch Me Fish Hatchery Restroom Building for the Public Works Department be awarded to the low, responsive, responsible bidder, Building Solutions, LLC, in the amount of \$242,893, and Chairman Weber be authorized to execute the contract documents upon presentation.

05-939

**PURCHASE - TELEPHONE AND PAGING EQUIPMENT -
PUBLIC WORKS**

Upon recommendation of Mike Turner, Facilities Management Division Director, and Anna Heenan, Senior Fiscal Analyst, through Tom Gadd, Public Works Director, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, Chairman Weber ordered that the purchase of telephone and paging equipment damaged by a lightning strike at the Longley Complex, in the amount of \$100,283.67, be approved. It was further ordered that the Finance Department transfer \$100,284 from the General Fund Contingency Fund to the Facilities Management Infrastructure Account and Risk Management be directed to credit the Contingency Fund reimbursement from the insurance claim No. 26024.

It was noted the replacement of the existing telephone switch would include an NEC IPX from NEC Unified Solutions (under GSA contract No. GS-35F-024SJ) for \$66,502.88, one Zetron model M2700 message gateway and controller from Zetron Inc. (sole source manufacturer) in the amount of \$30,490; and three Dell Optiplex GX620 Computers from Dell, Inc., under the existing State contract for \$3,290.79.

05-940 HOLD HARMLESS AND INDEMNITY AGREEMENT - SWEET FAMILY TRUST - INSTALLATION OF FLAGPOLE - WATER RESOURCES

Upon recommendation of Mark Johnson, Environmental Engineer II, and Paul Orphan, Engineering Manager, through Steve Bradhurst, Water Resources Director, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, it was ordered that a Hold Harmless and Indemnity agreement between Washoe County Department of Water Resources and the Sweet Family Trust, concerning the installation of a flagpole within a sanitary sewer easement, be approved and Chairman Weber be authorized to execute the same. It was further ordered that the Water Resources Director be directed to record the document.

05-941 HOLD HARMLESS AND INDEMNITY AGREEMENT - DAVID HEFFERN - OUTBUILDING - WATER RESOURCES

Upon recommendation of Mark Johnson, Environmental Engineer II, and Paul Orphan, Engineering Manager, through Steve Bradhurst, Water Resources Director, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, it was ordered that a Hold Harmless and Indemnity agreement between Washoe County Department of Water Resources and David Heffern, concerning the construction and use of an outbuilding within a sanitary sewer easement, be approved and Chairman Weber be authorized to execute the same. It was further ordered that the Water Resources Director be directed to record the document.

05-942 JOINT USE QUITCLAIM AGREEMENT - TRANSMISSION MAIN EASEMENT - WATER RESOURCES

Upon recommendation of Mark Johnson, Environmental Engineer II, and Paul Orphan, Engineering Manager, through Steve Bradhurst, Water Resources Director, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, it was ordered that a Joint Use Quitclaim agreement between Washoe County Department of Water Resources and the Nevada Department of Transportation, concerning a transmission main easement to quitclaim a portion of the Old Washoe Estates Tank Transmission Main be approved and Chairman Weber be authorized to execute the same. It was further ordered that the Water Resources Director be directed to record the document.

05-943 GRANT - U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT/ECONOMIC DEVELOPMENT - SART AND CARES - DISTRICT ATTORNEY

3:15 p.m. This was the time to consider approval of a grant award for \$994,100, with no County funds required for match, from the U.S. Department of Housing and Urban Development (HUD) Economic Development Office for the Sexual Assault Response

Team (SART) and Child Assault Response and Evaluations (CARES) Service Center and authorize the Chairman to execute the Assistance Award and Grant Agreement, and authorize Finance to make the necessary adjustments effective July 1, 2005.

Richard Gammick, District Attorney, explained the County had entered into a partnership with Northern Nevada Medical Center to do the SART and CARES programs. He said staff had outgrown their space, and Northern Nevada Medical Center was unable to accommodate the additional space needed. Mr. Gammick said he was contacted by Senator John Ensign to assist in locating the space required for the programs and staff was able to obtain a \$1 million HUD appropriation in order to expand. He said the SART and CARES programs were collaborations of the District Attorney's Office, Social Services, Sheriff's Office, Reno Police Department, Sparks Police Department, University of Nevada, Reno, Crisis Call Center, and the Northern Nevada Medical Center. Mr. Gammick said acceptance of this grant would enable them to build a structure approximately 3,000 to 5,000 square feet.

Commissioner Galloway asked if there was an anticipated location for the new structure. Mr. Gammick replied staff was currently negotiating with Northern Nevada Medical Center to acquire an acre of land north of their facility on Prater Way in Sparks.

Commissioner Larkin disclosed he sat on the Board of Northern Nevada Medical Center.

Upon recommendation of Neeroo Manning, Fiscal Compliance Officer, through Mr. Gammick, on motion by Commissioner Humke, seconded by Commissioner Sferrazza, which motion duly carried, it was ordered that the HUD appropriation in the amount of \$994,100 for the SART and CARES Service Center be approved and Chairman Weber be authorized to execute the Assistance Award and the Grant Agreement. It was further ordered that the Finance Department make the following budget adjustments effective July 1, 2005:

ACCOUNT NUMBER	DESCRIPTION	AMOUNT OF INCREASE
Increase Revenue		
IO 10498-431100	Federal Grants	\$994,100
Increase Expenditures		
IO 10498-781002	Building and Improvements	\$994,100

05-944 BUDGET AMENDMENT - FY 2005/06 - TOBACCO USE
PREVENTION PROGRAM - PURCHASE REQUISITION -
HEALTH

In response to Commissioner Sferrazza, Jennifer Stoll-Hadayia, Public Health Program Manager, explained in the Notice of Grant Award with the Task Force for Healthy Nevada the Gallop Organization was specifically named as the vendor.

Katy Singlaub, County Manager, stated this was approved by the Health Board. Melanie Foster, Legal Counsel, said the District Board of Health chooses which grants the Health Department applies for.

Upon recommendation of Patsy Buxton, through Eileen Coulombe, Administrative Health Officer, on motion by Commissioner Galloway, seconded by Commissioner Humke, which motion duly carried with Commissioner Sferrazza voting “no,” Chairman Weber ordered that the following amendment to the District Health Department Fiscal Year 2005/06 Tobacco Use Prevention Program budget, IN 10418, be approved. It was further ordered that Purchase Requisition No. 3000003715 issued to the Gallop Organization (sole source) in the amount of \$30,000 for an adult Tobacco Survey for Washoe County funded by a Notice of Grant Award from the Nevada Department of Human Resources be approved and the Finance Department be directed to make the following budget adjustments:

ACCOUNT NUMBER	DESCRIPTION	AMOUNT OF INCREASE/ (DECREASE)
2002-IN-10418-432100	State Revenue	\$ 8,085.00
2002-IN-10418-701120	Part Time	\$ 5,000.00
2002-IN-10418-701300	Overtime	\$ 5,655.00
2002-IN-10418-705210	Retirement	\$ 2,549.38
2002-IN-10418-705230	Medicare	\$ 200.00
2002-IN-10418-710100	Professional Services	\$20,865.00
2002-IN-10418-710334	Copy Machine	(\$ 100.00)
2002-IN-10418-710361	Postage	\$ 1,800.00
2002-IN-10418-710502	Printing	\$ 700.00

05-945 PRIORITIES - 2006 HOME CONSORTIUM - COMMUNITY DEVELOPMENT

Commissioner Galloway asked if the priorities were listed in any particular order. Eric Young, Planner, replied all the priorities were equal. He said he would return to the Board in the spring with specific allocations.

Upon recommendation of Mr. Young, through Adrian Freund, Community Development Director, on motion of Commissioner Galloway, seconded by Chairman Weber, which motion duly carried, it was ordered that the following priorities, in no particular order, for Washoe County’s pro rata share of the 2006 HOME Consortium allocation be established;

1. Home ownership opportunities
2. Rehabilitation and repair for homes at or below 80 percent of Area Median Income.
3. New construction for senior housing.

4. Projects that could clearly be shown to support the goals and policies of the Regional plan, especially as they relate to infill development and development within the urban core.

4:40 p.m. The Board recessed.

5:23 p.m. The Board reconvened with all members present.

05-946 **PURCHASE - ASTROPHYSICS MODEL XIS-6454 BI**
DIRECTIONAL X-RAY MACHINES AND METOREX M-250
WALK-THROUGH METAL DETECTORS - SHERIFF

Ty Lariviere, Lieutenant, discussed the following quotes that were received and the reason for selecting Smart Security Solutions, Inc. as outlined in the staff report dated September 13, 2005:

Security Detection, Inc.
Control Screening, Inc.
Smart Security Solutions, Inc.

In response to Commissioner Sferrazza, Lieutenant Lariviere confirmed shipping was part of the bid requirements; and the bid from Control Screening was non-responsive. He said the vendors were asked to provide the warranty length, the maintenance response time, and other items addressed in the staff report.

Upon recommendation of Mike Haley, Assistant Sheriff, and Eric Radli, Detention Division Commander, through Dennis Balaam, Sheriff, on motion by Commission Sferrazza, seconded by Commissioner Larkin, which motion duly carried, Chairman Weber ordered that the purchase of the five Astrophysics Model XIS-6454 Bi Directional X-Ray Systems and five Metorex M-250 Walk-Through Metal Detectors from Smart Security Solutions, Inc. in the amount of \$170,545, funded under the Critical Infrastructure Protection grant, be approved. It was noted that the bid from Control Screening, Inc. was non-responsive. It was further ordered that Finance be authorized to make the following budget adjustments:

ACCOUNT	DESCRIPTION	AMOUNT INCREASE (DECREASE)
10493-710119	Critical Infrastructure Protection/Sub Recipient Payments	(\$170,545)
10493-781004	Critical Infrastructure Protection/Equipment > \$10,000	\$170,545

05-947

BILL NO. 1454 - AMENDING WCC CHAPTER 25 - TENT SHOWS, THEME PARKS AND PERMANENT EXHIBITIONS - STATE MASSAGE THERAPIST LICENSES - COMMUNITY DEVELOPMENT

In response to Commissioner Larkin, Bob Webb, Community Development Planning Manager, discussed the procedures for the verification of the written and practical exams for the Massage Board examinations, verifying the Board member turns in the test, not the applicant. Mr. Webb said a procedure could be initiated that would provide for random verifications of the practical exam, if that was what the Board wanted.

Bill No. 1454, entitled, “AN ORDINANCE AMENDING THE WASHOE COUNTY BUSINESS LICENSE CODE AT CHAPTER 25 BY ADDING THERETO PROVISIONS THAT REQUIRE LICENSE APPLICATIONS, INFORMATION AND FEES FOR TENT SHOWS, THEME PARKS AND PERMANENT EXHIBITIONS, AND THAT REQUIRE REGISTRATION CARDS FOR TENT SHOWS AND THEME PARKS; ADDING A DEFINITION FOR TENT SHOWS, AND INCLUDING TENT SHOWS, THEME PARKS AND PERMANENT EXHIBITIONS IN OTHER DEFINITIONS; REVISING PROVISIONS REGARDING EVENT PERFORMANCE SECURITY REVIEW AND APPROVAL; ADDING PROVISIONS REGARDING STATE MASSAGE THERAPIST LICENSES; REVISING AND ADDING PROVISIONS REGARDING FEES CHARGED FOR WRITTEN EXAMS AND PRACTICAL EXAMS CONDUCTED BY MASSAGE BOARD MEMBERS; ADDING PROVISIONS TO COMPENSATE MASSAGE BOARD MEMBERS FOR CONDUCTING AND GRADING EXAMS BUT NOT FOR BOARD SERVICE; REVISING PROVISIONS TO DISBAND THE MASSAGE BOARD ON JULY 1, 2007; ADDING PROVISIONS TO EXPIRE VALID MASSAGE THERAPIST PERMITS ON JULY 1, 2007 AND NOT ISSUE NEW PERMITS AFTER THAT DATE; AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO,” was introduced by Commissioner Sferrazza, the title read to the Board and legal notice for final action of adoption directed.

5:32 p.m. Commissioner Humke was temporarily absent.

05-948

PRESCRIPTION DISCOUNT CARD PROGRAM - NATIONAL ASSOCIATION OF COUNTIES - FINANCE

On motion by Commissioner Sferrazza, seconded by Chairman Weber, which motion duly carried with Commissioner Humke absent, Chairman Weber ordered that staff be directed to discuss the Prescription Discount Card Program with the National Association of Counties and to bring it back to the Board for possible adoption.

5:35 p.m. Commissioner Humke returned.

05-949 REAPPOINTMENT - SENIOR SERVICES ADVISORY BOARD

Commissioner Galloway said he expected that a resignation from Martha Rugg would be forthcoming because she had resigned from his District's Citizen Advisory Board to move to Arizona. He suggested the Board make the appointment, understanding she may not be able to serve for any length of time. Commissioner Sferrazza expressed surprise because he had just met with her, and she had not said anything about moving.

On motion by Commissioner Sferrazza, seconded by Chairman Weber, which motion duly carried, it was ordered that Martha Rugg be reappointed to the Washoe County Senior Services Advisory Board for a retroactive term from July 1, 2005 through June 30, 2009.

In response to Commissioner Galloway, Marietta Bobba, Senior Services Director, stated Bea Epstein would be a non-voting alternate. Ms. Epstein would vote to make up the quorum in the event there was not one.

Chairman Weber said she would like Phyllis Jackson of Sun Valley to be appointed to one of the full terms.

On motion by Commissioner Sferrazza, seconded by Chairman Weber, which motion duly carried, it was ordered that Phyllis Jackson and Ellen Steiner be appointed to terms from September 13, 2005 through June 30, 2009, Andrew Wyman to the term from September 13, 2005 through June 30, 2006, and Bea Epstein as the alternate.

05-950 PURCHASE - DELL/EMC CO-BRANDED STORAGE AREA NETWORKING EQUIPMENT - PURCHASING

Upon recommendation of Charlene Collins, Purchasing, through John Balentine, Purchasing and Contracts Administrator, Matt Beckstedt, Information Technology (IT) Director, and Kraig Smith, IT Manager, on motion by Commissioner Sferrazza, seconded by Commissioner Larkin, which motion duly carried, it was ordered that the purchase of the Dell/EMC co-branded Storage Area Networking (SAN) disk processors, disk arrays, accessories, and SAN management software from Dell Marketing LP, for the purpose of building a compatible SAN environment for the District Attorney's Office, be approved.

05-951

**INTERLOCAL AGREEMENT - 0-6 PROGRAM - PUBLIC
NURSING SERVICES - DISTRICT HEALTH/SOCIAL SERVICES**

Upon recommendation of Patsy Buxton, District Health Analyst, through Eileen Coulombe, Administrative Health Officer, on motion by Commissioner Sferrazza, seconded by Commissioner Humke, which motion duly carried, it was ordered that the Interlocal Agreement between the District Health Department, Division of Community and Clinical Health Services, and the Social Services Department to provide 40 hours per week of public nursing services to the 0-6 Program retroactive to July 1, 2005 through June 30, 2006 in the approximate amount of \$94,174 be approved and Chairman Weber be authorized to execute same.

05-952

**APPOINTMENTS - RANCHO SAN RAFAEL ADVISORY BOARD -
PARKS**

Commissioner Galloway discussed the spreadsheet correlating the interview scores for the Rancho San Rafael Advisory Board, suggesting the two open seats be filled from the top five names at the top of the page.

In response to Chairman Weber, Commissioner Galloway said this is a regional park and does not belong to the neighborhood. He stated membership has never been restricted to the neighborhood.

Karen Mullen, Regional Parks and Open Space Director, stated there is one neighborhood member in addition to the Friends of Rancho San Rafael appointment. She said all other members are at-large.

Commissioner Sferrazza requested Evelyn Mount be one of the three appointees. Commissioner Galloway commented Ms. Mount limited her request to serving on the Rancho San Rafael Advisory Board because of a conflict with the Open Space and Regional Parks Commission meeting. He said one or two of the people on the list had an interest in the Parks Commission.

Commissioner Humke discussed how long some of the positions on the Rancho San Rafael Advisory Board had been vacant. He commented that possibly the need for the Board had passed and it was burdensome to staff to manage the Board and for the Commission to find appointments. He said there was discussion during the applicant review of making the appointments for one year and disbanding the Advisory Board at the end of the year.

Commissioner Galloway said, even though it appears that there is no longer any controversy surrounding Rancho San Rafael, there might be a recommendation in a years time to disband the Advisory Board. He stated it really did not matter how long anyone's terms were if the Advisory Board were disbanded. He said the Commission should make the appointments because the Board would be in place if any controversy developed.

On motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, it was ordered that Evelyn Mount be appointed to the Rancho San Rafael Advisory Board for a term from September 13, 2005 to June 30, 2007 and Dennis Ghiglieri be reappointed as the Friends of Rancho San Rafael Representative to the Rancho San Rafael Advisory Board for a term from July 1, 2005 to June 30, 2007.

Ms. Mullen said one more person would be resigning in a few weeks and she asked if the Board could give her one name for appointment tonight and another name for later. Melanie Foster, Legal Counsel, replied the agenda limits the number of appointments that could be made tonight.

After further discussion, on motion by Commissioner Galloway, seconded by Commissioner Sferrazza, which motion duly carried, it was ordered that Wendy Trowbridge be appointed to the Rancho San Rafael Advisory Board for a term from July 1, 2005 to June 30, 2007.

Commissioner Sferrazza requested that this Board not be advertised again if there was another resignation, but the existing list of names be used. Commissioner Galloway agreed.

05-953 APPOINTMENTS - OPEN SPACE AND REGIONAL PARKS
COMMISSION - PARKS

Commissioner Galloway commented on District balance making the job of selection easier for the Open Space and Regional Parks Commission because of the number of qualified candidates. He said Districts 1 and 2 get none of the remaining appointments if balance is addressed. He stated Tina Nappe, John Bradbury, and Robert Jacobsen achieve the best District balance.

Chairman Weber requested Jeannie Fow in District 5 be considered. She believed Ms. Fow would well represent the entire County even though she lives in the north valleys. Chairman Weber said she had served with her before and knows the quality of her work.

Commissioner Larkin thanked Commissioners Galloway and Humke for their work on these appointments. He asked if John Bradbury would have to resign from the Spanish Springs Citizen Advisory Board because of Commission rules.

Melanie Foster, Legal Counsel, said the rules applied when it involved matters that would come before the Planning Commission, this Board, or the Board of Adjustment. She said conflict analysis is an independent analysis a Commission member would have to undertake in individual circumstances. Commissioner Galloway explained it was narrowed to those boards because their decisions are final unless appealed to this

Board. He said Mr. Bradbury would have to disclose on any item he felt necessary, but he is not prohibited.

Commissioner Sferrazza asked Tina Nappe be considered; because, even though she was in District 5, she was near the border of District 3 and she would be a very good person for the Open Space and Regional Parks Commission.

Commissioner Larkin said he felt very strongly that there should be two appointments from District 4 since that was the fastest growing area. He felt there was a need for proper representation because it has been under represented over the years.

After further discussion, on motion by Commissioner Larkin, seconded by Commissioner Humke, with motion duly carried, it was ordered that Tina Nappe, John Bradbury, and Robert Jacobsen be appointed to the Open Space and Regional Parks Commission.

Commissioner Galloway requested Parks come back with another agenda item to fill the vacancies created by a resignation they should soon receive and to discuss appointing one or more alternates, if allowed.

**05-954 AWARD OF BID - CAT AND SMALL ANIMAL CAGING -
REGIONAL ANIMAL SERVICES CENTER - PUBLIC WORKS**

Katy Singlaub, County Manager, said 134 cages are being purchased, along with carts to transport the cages, and she discussed the reason for the sole source justification.

Upon recommendation of Roger Van Alyne, Capital Projects Division Director, through Tom Gadd, Public Works Director, on motion by Commissioner Humke, seconded by Commissioner Sferrazza, which motion duly carried, Chairman Weber ordered that the sole source bid to purchase cat and small animal caging for the Regional Animal Services Center be awarded to Cedar River Laboratories in the amount of \$83,747 and \$10,000 shipping.

**05-955 AWARD OF BID - SHERIFF'S OFFICE SECURITY FENCE -
PUBLIC WORKS**

This was the time to consider award of the bid for the Sheriff's Office security fence for the Public Works Department.

A bid was received from Tholl Fence, Inc.

Katy Singlaub, County Manager, said the fence is being funded by a previously accepted grant and requires no County cash.

In response to Commissioner Larkin, Roger Van Alyne, Capital Projects Division Director, said the budget estimate was done several years ago when the project was put out for a grant prior to putting it out for bid. He stated the cost of metal products has gone up in addition to costs incurred because of meeting Tahoe Regional Planning Agency requirements. He said staff does not feel this bid amount is unreasonable.

Upon recommendation of Mr. Van Alyne, through Tom Gadd, Public Works Director, on motion by Commissioner Humke, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the bid for the Sheriff's Office security fencing for the Public Works Department be awarded to the low, responsive, responsible bidder, Tholl Fence, Inc., in the amount of \$149,877 and Chairman Weber be authorized to execute the contract documents upon presentation.

**05-956 REGIONAL WATER MANAGEMENT FUND EXPENDITURE -
INTERLOCAL AGREEMENT CITY OF RENO - PHASE II
NORTH VALLEYS FLOOD MITIGATION STUDY - WATER
RESOURCES**

In response to Commissioner Larkin, Jim Smitherman, Water Resources Program Manager, summarized that the scope of services included obtaining a one-foot contour interval topographic map to provide the detail required for planning, evaluating future land uses, determining flood water storage capacity and flood levels, updating computer models, developing flood mitigation alternatives, researching legal constraints for the flood mitigation alternatives, developing operation and maintenance cost estimates, and developing the mitigation conceptual design. He said Phase II would look at the potential buildout in land uses to see how much the flood level would increase. Peggy Bowker, Quad Knopf (formerly Nimbus Engineers), explained, in addition to updated modeling, the scope of services would probably include an application to the Federal Emergency Management Agency (FEMA) to set a future conditions flood level.

Commissioner Sferrazza asked if the appropriate parties would be charged for the cost of the mitigation once it was determined what the new development would cause in terms of increased flooding. Mr. Smitherman said the study, which the general public is financing, is to develop the mitigation alternatives, pick the best one, determine financing, and move into the facility-planning phase for the details of how to construct the best alternative. He said the appropriate parties would pay for the mitigation construction phase. Ms. Bowker said one assignment of cause would be the floodwaters being higher than anticipated by looking at a FEMA map if there were a hundred year flood. She stated the cost of mitigation because of increased development and the resulting impervious area causing the lake level to rise would be the second cause. She stated it is anticipated a stakeholders committee would be convened once the costs are assessed. Commissioner Sferrazza asked if any development that occurs in the interval would be conditioned to participate in the mitigation. Ms. Bowker said she did not believe that was the intention at this point and the City of Reno has been doing so already by requiring that development retain on site or mitigate for any additional volume flows.

Upon recommendation of Mr. Smitherman, and Jeanne Ruefer, Planning Division Manager, through Steve Bradhurst, Water Resources Director, on motion by Commissioner Larkin, seconded by Commissioner Humke, which motion duly carried, it was ordered that the expenditure of \$250,000 from the Regional Water Management Fund be approved and Chairman Weber be authorized to execute the Interlocal Agreement with the City of Reno to complete Phase II of the North Valleys Flood Mitigation Study.

05-957 APPEAL CASE NO. AX05-008 - WATER RESOURCES - SPECIAL USE PERMIT SW05-006 - PLEASANT VALLEY SANITARY SEWER INTERCEPTOR, PHASE II - COMMUNITY DEVELOPMENT

5:30 p.m. This was the time set in a Notice of Public Hearing mailed to affected property owners on September 1, 2005 concerning Appeal Case Number AX05-008 to consider the appeal of the Water Resources Department for Special Use Permit Case No. SW05-006. The Washoe County Planning Commission hearing resulted in a tied vote and, therefore, a technical denial. The project proposes development of a sanitary sewer line (Utility Services Use Type) as authorized in Table 110.302.05.2 of the Washoe County Development Code. The proposed alignment of the project crosses two significant hydrologic resources as defined in Article 418 of the Washoe County Development Code (Steamboat Creek and Galena Creek). The project extends south for a distance of approximately four miles from the Brookside Mobile Home Park (near the south terminus of Zircon Drive) to the intersection of Pagni Lane and US Highway 395. The majority of the line is proposed to be located within public right-of-way. The Washoe County Department of Water Resources has not secured the necessary easements for the proposed route when it traverses private property. If approved, easements through the following properties will be required: (APN's 45-310-10; 50-111-13; 50-111-08; 50-120-19; 17-430-01; 17-430-05; 17-330-71; 17-330-72; 17-330-26; 17-371-05; 17-371-03; 17-380-03; 17-320-23; 17-320-24; 17-320-05; 17-310-24; 17-310-23; 17-301-24; 17-301-29). The project is located within the South Valleys Area Plan of Washoe County, Nevada, the Galena-Steamboat Citizen Advisory Board boundary and Washoe County Commission District No. 2.

The Chairman opened the public hearing by calling on anyone wishing to speak for or against the appeal.

Roger Pelham, Community Development Planner, described the special use permit and the reason for the appeal. He noted the public hearing was renoticed and sent to 270 property owners because of a slightly different alignment than the one that went before the Planning Commission. He said the applicant, the Department of Water Resources, and the affected property owners agreed to the changes.

Mr. Pelham said the applicant studied many alignments and the top five were studied in depth. He stated the right of eminent domain might be used if all of the

necessary easements cannot be obtained because of the tight timeframe for construction of the sewer line. He discussed the four additional conditions of approval being recommended by staff that came out of discussions with the Planning Commission.

Mr. Pelham said the applicant had met with the Simmons to try to come to an agreement on the easement crossing their property. He stated staff believed all of the impacts from this project are or will be properly mitigated by the conditions of approval, and approval is recommended.

Steve Bradhurst, Water Resources Director, said the Board had approved the agreement with St. James Village, Inc./World Properties, Inc., which states the County would obtain all easements and rights-of-way necessary for construction within 240 days after the developer provides the County with the description of the required easements. It also states the easements must be provided or waived at the discretion of the developer, and he discussed the County's obligations. He provided more detailed maps, which were placed on file with the Clerk.

John Frankovich, St. James representative, provided background about the property, discussed the plans, approvals, schedules, and County responsibilities. He said he believed the main Planning Commission concern, resulting in the three to three vote, was with the impact on the Simmons property. He felt the negative votes were to delay the project so further studies could be done in an attempt to avoid the Simmons property. He spoke about the extensive studies done and concluded that this route was chosen by the County because it has the least impact. Mr. Frankovich stated the solution is not to deny the application but to mitigate the impacts. He discussed the mitigation that would include maintaining access to the property, replacing trees with like size and kind, using best construction management practices with laterals being put into adjacent properties so the Simmons would not have to be disturbed again, returning soil to preconstruction conditions, revegetation, agreeing to staff imposed conditions, and paying fair market value for the easement.

Ken Krater, K. Krater Consulting, further discussed the studies that were conducted. He said no one would be forced to connect, but the project would enable 1,000 existing homes to connect to the sewer line as their septic systems fail and would hopefully avoid a mandate by the State to connect. He spoke about the costs of rebuilding septic systems; and, as homeowners connect, it will improve water quality. He concluded that they worked very closely with the neighbors and 99 percent of the issues were resolved.

Reed Simmons, area resident, stated the proposed interceptor would traverse approximately 2,000 feet of driveway where 150 trees were planted. He said he had not received notice of the Citizen Advisory Board meetings on the project and had not seen a study that indicated the alternative routes were studied with the same level of detail as the chosen alternative. He addressed how he and his wife felt about the sewer line; but he said, if it were the most logical choice, he would like the Board to help negotiate a list of conditions that was submitted to the developer on which no agreement

had yet been reached. A copy of the list was placed on file with the Clerk (those circled are the applicable conditions).

Commissioner Larkin read a statement submitted by 11 homeowners in support of the sewer interceptor, which was placed on file with the Clerk.

6:48 p.m. Chairman Weber temporarily left the meeting, and Vice Chairman Larkin assumed the gavel.

Bob Lehman, Claire Hall, Thomas McIntyre, Stephanie Racy-McIntyre, Mary Rini, Suzanne Williams, Tom Brown, Ed Halicki, and Elaine Lehman, area residents, spoke against the sewer line for reasons that included the line was too close to wells, runs down the middle of the street, possible destruction of trees, crossing creeks used for irrigation, lack of notification, and the area being a wetland. Reed Williams, area resident, also expressed financial concerns about connecting to the line and about what would happen to the existing septic systems.

Gary Farnsworth, area resident, said he believed all of the concerns would be resolved.

Gary Schmidt, local resident, addressed the Board about conditions 14-17 and on public comment being only one minute.

In response to Commissioner Humke, Mr. Krater stated the option that parallels Highway 395 for the entire length has significantly more impacts than the chosen option, including sections where the trench would be too deep to construct. Mr. Krater discussed the Paddlewheel alignment being where it was because of adjacent wells. He explained an urban forester would analyze the impact on the trees to minimize those impacts; and new, mature trees would be planted where the impacts could not be minimized.

In response to Commissioner Galloway, Mr. Krater said the proximity of Alignment A to existing wells would require some wells to be moved to comply with Health Department regulations. He said that is required by law, and he would have no problem with a condition stating that they have to pay to have the wells moved. He said concrete cutoff walls would be placed in the trench to block the flow of water, which would not be a problem if added as a condition because it needs to be done for proper design.

Vice Chairman Larkin commented on the three members of the Planning Commission that cast the negative votes being vocal about the lack of citizen involvement and asked what was done by the Department of Water Resources to involve all of the citizens. Mr. Bradhurst said the developer was responsible for public involvement for Reach 4 and should speak to what was done. He said the County had to show substantial progress on this phase by January 2006 with completion by June-July 2006. Vice Chairman Larkin asked what challenges there would be if construction were

directed to start in the south and work north. Mr. Bradhurst said he did not know if that would cause a construction problem or not, but it would be a bidding issue because part of the project would be unknown.

In response to Commissioner Humke, Mr. Pelham reiterated what was done to provide notice. Mr. Krater explained all property owners are dealt with individually and 99 percent of the time issues can be resolved. He said there is minor flexibility in moving the line, but it could only be moved so far before planning staff would require that the changes go back before the Planning Commission and this Board.

In response to Commissioner Galloway, Mr. Pelham said Alignment A was not the cheapest alignment but came out the best among the various alternatives. Mr. Krater said Alignment A was the one on the table because it was noticed and was ranked number one.

Commissioner Galloway asked what other concerns remain that had not been addressed. Mr. Simmons replied there was no time left, and they were still trying to address what he considered reasonable conditions. He was not sure the conditions were so specific to his property that they could not be made conditions of the special use permit.

In response to Vice Chairman Larkin, Mr. Frankovich said the developer follows 30 days behind the County with completion in July 2006, assuming they are given the approval to start the project. Mr. Krater confirmed starting construction at the south end of the project and working north to allow further negotiation time would not be a problem.

Commissioner Galloway confirmed eminent domain would need to be used if an owner was dissatisfied for any reason and would not willingly sell the easement. Mr. Krater replied it is easier and less expensive to negotiate and come to an agreement. Mr. Bradhurst discussed the eminent domain process. He said any easement acquisitions that reached an impasse, unless an additional condition was done, could be brought to the Board if that was the Board's desire.

7:28 p.m. Chairman Weber returned to the meeting.

Commissioner Sferrazza said he would like to accommodate the property owners' request for additional time to negotiate with the developer.

Commissioner Humke requested that each side have three minutes to sum up their concerns. Several area residents used the three minutes to restate their concerns. Ms. Rini expressed concern that no one had received any notification on which wells were going to be moved, and they would appreciate knowing that in advance.

In response to Commissioner Sferrazza, Mr. Krater said none of the wells on Paddlewheel Drive were impacted. He said the project impacted approximately ten

wells on the east side of Pleasant Valley at the southern end of the line. Commissioner Sferrazza noted that none of those property owners were here tonight. Mr. Krater said Tom Adams was here, but he was satisfied with the relocation of his well. Mr. Adams agreed.

Commissioner Galloway said, so the project could move forward, he would approve the appeal with the addition of two more conditions that would solve some of the problems; and the time needed to obtain easements would allow time to solve the remaining problems.

Commissioner Humke suggested a third condition stating there should be a right of appeal to the Board, but placed on a schedule with the contractor, for any property owner that cannot negotiate an easement.

Commissioner Sferrazza said condemnation would have to come to the Board; and under the new Legislation, a good faith effort had to be made to negotiate a settlement before condemning. He said the issues should be resolved before building commences.

Melanie Foster, Legal Counsel, said the good faith requirement was specifically for the acquisition of open space. She said she did not believe there was a statutory change to the overall condemnation process for these types of purposes.

Commissioner Galloway suggested an additional condition stating project management shall work with all potentially affected homeowners to identify such problems; and, if there is no resolution within 30 days after the meeting, the negotiation status should be reported to the County Commission.

Commissioner Humke read the following conditions from Mr. Simmons into the record:

1. Provide a detailed construction plan of the digging of the trench.
2. Grant reasonable access to the home.
3. Pave the road as soon as possible and provide payment for a gated entrance.
4. Provide written assurance from the County that no further easements would be granted across the property.
5. Provide written assurance that the property would not be included in any future special improvement districts to pay for the cost of the sewer line to the balance of the neighborhood.

6. Provide for and install a sewer hookup at no charge at the time of installation.
7. Guarantee the easement would not exceed 15 feet and allow the planting of additional trees.
8. Install all laterals during construction.

Mr. Frankovich said this was the first time he had heard about paving the road and building a gated entrance, and he did not feel it was reasonable to request paving what is now a dirt road and building a gate. He said he objected to doing that; but, if it were done, it should at least be an offset to the fair market value of the acquisition price of the easement. He said the waiving of the sewer hookup fee was up to the County. He said there was no problem with the rest of the conditions.

Mr. Bradhurst said the County could provide written assurance that there would be no further easements for sewer, but could not guarantee that no additional easements would be required for other purposes. He said the Simmons should be able to opt out of any special assessment district they did not want to be in, because the only time someone is forced to be in a special assessment district is when there is a health issue involved. He believed the lateral would not go all the way to the house, but would be installed so it could be tied into when needed. He concurred with Mr. Frankovich regarding the road paving.

Mr. Simmons said, because the developer brought up the paving, it would be a deal breaker.

The Vice Chairman closed the public hearing.

Having made the following findings, on motion by Commissioner Galloway, seconded by Commissioner Humke, which motion duly carried with Chairman Weber abstaining because of being absent for a significant amount of discussion and Commissioner Sferrazza voting "no," it was ordered that the appeal be upheld and the special use permit be approved subject to the following conditions including the following two additional conditions:

1. The mitigation of the physical effects of the project causing well relocations, access problems or similar impacts shall be part of this project and shall be a cost of this project. Project management shall seek to identify such impacts and promptly meet with all affected property owners to reach agreement on the mitigation. If resolution by agreement is not reached within 30 days after the meeting, the status shall be reported to the County Commission.

2. The engineered flow barriers shall be placed at intervals along the buried line sufficient to block significant changes in the water table of property along this line due to flow along the trench.

FINDINGS:

1. Consistency. That the proposed use is consistent with the action programs, policies, standards and maps of the Comprehensive Plan and the applicable area plan;
2. Improvements. That the project enhances utility services, specifically sanitary sewer facilities, in the area;
3. Site Suitability. That the site is physically suitable for the type of development and for the intensity of the development;
4. Issuance Not Detrimental. That issuance of the permit will significantly improve the public health, safety or welfare; is not injurious to the property or improvements of adjacent properties; or detrimental to the character of the surrounding area; and
5. Special Review Considerations. That all special review considerations enumerated in section 110.418.30 (Significant Hydrologic Resources) of the Washoe County Development Code have been addressed.
6. Reasoned Consideration. That the Board of County Commissioners gave reasoned consideration to the information contained within the staff report and information received.

CONDITIONS FOR SPECIAL USE PERMIT CASE NO. SW05-006

Pleasant Valley Sanitary Sewer Interceptor, Phase 2
(As recommended by Department of Community Development
and attached to Staff Report dated September 13, 2005)

UNLESS OTHERWISE SPECIFIED, ALL CONDITIONS MUST BE MET OR FINANCIAL ASSURANCES MUST BE PROVIDED TO SATISFY THE CONDITIONS PRIOR TO SUBMITTAL FOR A BUILDING PERMIT. THE AGENCY RESPONSIBLE FOR DETERMINING COMPLIANCE WITH A SPECIFIC CONDITION SHALL DETERMINE WHETHER THE CONDITION MUST BE FULLY COMPLETED OR WHETHER THE APPLICANT SHALL BE OFFERED THE OPTION OF PROVIDING FINANCIAL ASSURANCES. ALL AGREEMENTS, EASEMENTS, OR OTHER DOCUMENTATION REQUIRED BY THESE CONDITIONS SHALL HAVE A COPY FILED WITH THE COUNTY ENGINEER AND THE DEPARTMENT OF COMMUNITY DEVELOPMENT.

COMPLIANCE WITH THE CONDITIONS OF THIS SPECIAL USE PERMIT IS THE RESPONSIBILITY OF THE APPLICANT, ITS SUCCESSOR IN INTEREST, AND ALL OWNERS, ASSIGNEES, AND OCCUPANTS OF THE PROPERTY AND THEIR

SUCCESSORS IN INTEREST. FAILURE TO COMPLY WITH ANY CONDITIONS IMPOSED IN THE ISSUANCE OF THE SPECIAL USE PERMIT MAY RESULT IN THE INSTITUTION OF REVOCATION PROCEDURES.

ANY OPERATIONS CONDITIONS ARE SUBJECT TO REVIEW BY THE DEPARTMENT OF COMMUNITY DEVELOPMENT PRIOR TO THE RENEWAL OF A BUSINESS LICENSE EACH YEAR. FAILURE TO ADHERE TO THE CONDITIONS MAY RESULT IN WITHHOLDING RENEWAL OF THE BUSINESS LICENSE UNTIL CONDITIONS ARE COMPLIED WITH TO THE SATISFACTION OF THE DEPARTMENT OF COMMUNITY DEVELOPMENT.

WASHOE COUNTY RESERVES THE RIGHT TO REVIEW AND REVISE THE CONDITIONS OF THIS APPROVAL SHOULD IT DETERMINE THAT A SUBSEQUENT LICENSE OR PERMIT ISSUED BY WASHOE COUNTY VIOLATES THE INTENT OF THIS APPROVAL.

FOR THE PURPOSES OF CONDITIONS IMPOSED BY WASHOE COUNTY, "MAY" IS PERMISSIVE AND "SHALL" OR "MUST" IS MANDATORY.

GENERAL CONDITIONS

1. The applicant shall demonstrate substantial conformance to the plans approved as part of this special use permit. The Department of Community Development shall determine compliance with this condition.
2. The applicant shall obtain a grading permit from the Washoe County Department of Building and Safety and begin excavation for the facility within three years of the date of approval of this special use permit by Washoe County.
3. A copy of the Final Order stating conditional approval of this special use permit shall be attached to all applications for administrative permits, including building and grading permits issued by Washoe County.
4. The applicant and any successors shall direct any potential purchaser/operator of the special use permit to meet with the Department of Community Development to review conditions of approval prior to the final sale of the special use permit. The subsequent purchaser/operator of the special use permit shall notify the Department of Community Development of the name, address, telephone number, and contact Person of the new purchaser/operator within 30 days of the final sale.
5. A note shall be placed on all construction drawings and grading plans stating:

NOTE

Should any prehistoric or historic remains/artifacts be discovered during site development, work shall temporarily be halted at the specific site and the State Historic Preservation

Office of the Department of Museums, Library and Arts, shall be notified to record and photograph the site. The period of temporary delay - shall be limited to a maximum of two (2) working days from the date of notification.

OPERATIONAL CONDITIONS

6. The applicant shall provide evidence that all necessary easements have been obtained for the entire length of the project, to the satisfaction of the County Engineer, prior to the issuance of a building/grading permit. Compliance with this condition shall be determined by the County Engineer and the Department of Community Development.
7. The applicant shall provide a plan to the Department of Community Development for working with the property owners in the Pleasant Valley area, and the Washoe County Assessors office, to determine if it is desirable to create a special assessment district to allow all properties in that area to connect to the sanitary sewer. The plan shall include necessary public meetings and include an item on the Galena/Steamboat Citizen Advisory Board agenda, establishment of the district must be approved by the Board of County Commissioners The Department of Water Resources shall be the lead agency in establishing the special assessment district, if it is found to be desired by the citizens of that area.
8. The applicant shall submit a plan for revegetation of all disturbed areas to the Washoe – Storey Conservation District. The applicant shall supply a letter from the Washoe – Storey Conservation District to the Department of Community Development approving the revegetation plan. The applicant shall abide by the recommendations of the Washoe – Storey Conservation District for all revegetation activities, including the seed mix to be used and the timing .of the planting. Compliance with this condition will be determined by the staff of the Department of Community Development, before financial assurances are released.

DRAINAGE AND GRADING

9. If installation of the facility within the Critical Stream Zone Buffer Area of all Significant Hydrologic Resources as defined in Article 418 of the Washoe County Development Code is accomplished by means of boring under the Critical Stream Zone Buffer Area, there shall be no surface disturbance of any kind within thirty feet of the centerline of the Significant Hydrologic Resource. This procedure shall be noted on construction drawings. Compliance with this condition shall be determined by the Department of Community Development prior to the issuance of a building/grading permit.
10. If installation of the facility requires trenching and disturbance within the Critical Stream Zone Buffer Area of any Significant Hydrologic Resource as defined in

Article 418 of the Washoe County Development Code, the applicant shall comply with the following:

- a) To conserve topsoil, the applicant shall prepare detailed topographic mapping, geotechnical reports, and site photos to accurately determine topsoil depths and location. Topsoil depths and location shall be noted on the construction plans. Topsoil shall be stockpiled and replaced per pre-construction activity conditions. Any shortage in topsoil due to mixing and/or shrink/swell shall be replaced with similar material.
- b) To protect surface water quality, the applicant shall require that construction of crossings of the Critical Stream Zone Buffer Area shall take place in late summer/fall during low stream flow conditions. Best management practices shall be employed to minimize impacts to surface water quality. Proper grading and silt fencing shall be used to avoid soil migration or water run-off during any rain events that occur during construction. Trenching shall be performed per the engineer's and OSHA (Occupational Safety and Health Administration) recommendations to ensure stable trench walls that will not collapse and endanger either streams or worker's health and safety. Any water remaining in the steam during the low flow condition shall be rerouted via PVC pipe or another approved medium. An Army Corp of Engineer's section 404 permit (clean water act) and a Nevada Division of Environmental Protection section 401 water quality certification shall be obtained and permit conditions shall be complied with.
- c) To conserve natural vegetation, wildlife habitats and fisheries, the applicant shall engage a landscape architect, registered in the State of Nevada, to map existing plant life. Natural vegetation shall be replaced along with temporary irrigation for a two-year period to ensure proper reestablishment of native plants. Tall whitetop shall be removed within the impacted area of the hydrologic resource in accordance with a program approved by the Washoe-Storey Conservation District to help native plants reestablish and to eliminate the noxious tall whitetop.
- d) To control erosion, drainage and sedimentation, the applicant shall use proper grading and silt fencing to avoid soil migration or water run-off during any rain events that occur during construction. Trenching shall be performed per the engineer's and OSHA (Occupational Safety and Health Administration) recommendations to ensure stable trench walls that will not collapse and endanger either streams or worker's health and safety. Any water remaining in the steam during the low flow condition shall be rerouted via PVC pipe or another approved medium. An Army Corp of Engineer's section 404 permit (clean water act) and a Nevada Division of Environmental Protection section 401 water quality certification shall be obtained and permit conditions shall be complied with. Once the area is

restored, replanting and temporary irrigation to ensure reestablishment of plants will minimized erosion impacts in the long term shall be completed.

- e) To provide for restoration of the project site to predevelopment conditions, the applicant shall complete, topographic mapping, geotechnical reports, and site photos to accurately determine predevelopment site conditions. Upon completion of the sanitary sewer crossings, the site will be regraded per predevelopment conditions, topsoil replaced, and native plants reestablished.
- f) To provide for a bonding program to secure performance of requirements imposed, if the work is done by a private developer, a bond or letter of credit shall be obtained based on an engineer's estimate plus 15% to ensure that money is available to complete the project and all necessary revegetation and restoration. The bond/letter of credit shall not be released until all permits are released and the county accepts the improvements for public use. If this project is undertaken by Washoe County, bonding will not be necessary.
- g) To preserve the hydrologic resources and character of the area, upon completion of the project the applicant shall restore the project site to pre-disturbance condition.

These procedures shall be noted on all construction drawings. Compliance with these conditions shall be determined by the Department of Community Development prior to the issuance of a building/grading permit.

ENGINEERING CONDITIONS

- 11. The following conditions shall be completed to the satisfaction of the County Engineer, prior to the issuance of a building/grading permit:
 - a. A complete set of construction improvement drawings, including an on-site grading plan, shall be submitted when applying for a building/grading permit.

Grading shall comply with best management practices and shall include detailed plans for grading, site drainage, erosion control, slope stabilization, and mosquito abatement. Placement or removal of any excavated materials shall be indicated on the grading plan. Silts shall be controlled on-site and not allowed onto adjacent properties.

- b. For construction areas larger than 1 acre, the developer shall obtain from the Nevada Division of Environmental Protection a Stormwater Discharge Permit or Waiver for construction and submit a copy to the Engineering Division prior to issuance of a grading permit.

- c. The developer shall complete and submit the Construction Permit Submittal Checklist prior to obtaining a grading permit. The County Engineer shall determine compliance with this condition.
- d. Provide documentation of required easements to the satisfaction of the County Engineer.
- e. An approved occupancy permit shall be obtained from the Nevada Department of Transportation (NDOT); for access to, from, or under roads and highways maintained by NDOT and a copy of said permit sent to the Engineering Division.
- f. The FEMA 100-year floodplain, floodway and/or shaded X boundaries with associated flood elevations shall appear on the site plan to the satisfaction of the County Engineer.
- g. A U.S. Army Corps of Engineers permit is required for any crossings of waters of the U.S.

VECTOR CONTROL CONDITIONS

- 12. Any water redirected from Steamboat or Galena Creek, between April and October, shall be redirected to the creek by means of an irrigation network. Water shall not be allowed to spread over the surface of the ground. Compliance with this condition shall be determined by the District Health Department, Vector Control Program.
- 13. Wetland delineations shall be performed at all stream crossings in accordance with Army Corps of Engineers regulations. Wetland mitigation required by those delineations shall also be approved by the District Health Department. Compliance with this condition shall be determined by the District Health Department, Vector Control Program.
- 14. The applicant shall provide a revegetation plan for all disturbed areas. The plan shall be approved by the Washoe Story Conservation District. The area shall be observed each of the following three years and, if necessary, continuing revegetation shall be provided yearly until the revegetation thrives. Compliance shall be determined by the staff of the Department of Community Development.
- 15. The applicant shall hire an urban forester who will inventory the Cottonwood trees on Paddle Wheel Lane and provide a plan to minimize/eliminate disturbance and risk to the continuing health and well-being of those trees. Compliance shall be determined by the staff of the Department of Community Development.
- 16. The applicant shall hire an urban forester who will inventory the trees lining the driveway on the Simmons property and provide a plan to minimize/eliminate

disturbance and risk to the continuing health and well-being of those trees. The applicant shall provide a one-year maintenance agreement for the trees and agree to replacement of the same size and caliber should any trees fail to thrive. Compliance shall be determined by the staff of the Department of Community Development.

17. The applicant shall meet with the Big Ditch operators and a plan shall be devised to complete the ditch crossing in a manner that does not interrupt the flow within the ditch during the months the ditch is in operation. Compliance shall be determined by the staff of the Department of Community Development.

7:55 p.m. The Board took a brief recess.

8:13 p.m. The Board reconvened with Commissioners Humke and Sferrazza absent and the gavel being assumed by Chairman Weber.

05-958 **ORDINANCE NO. 1273 - BILL 1453 AMENDING WASHOE COUNTY CODE - INCREASING FILING FEES TO OFFSET COSTS OF PRO BONO PROGRAMS**

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on September 2, 2005 to consider second reading and adoption of Bill No. 1453. 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. There being no response, the hearing was closed.

8:15 p.m. Commissioner Humke returned to the meeting.

In response to Commissioner Humke, Katy Singlaub, County Manager, said at the first reading it was specified the proceeds would go to Washoe Legal Services. Melanie Foster, Legal Counsel, stated the ordinance designates that the entity that receives these funds is the entity that receives the fees charged pursuant to NRS 19.031, for programs for the indigent, which has historically been Washoe Legal Services in Washoe County. Commissioner Humke said he went to the briefing with Paul Elcano, Washoe Legal Services Director, and asked if it was good judgment to place the funds with one agency when there are others that provide the same service, such as the Nevada Law Foundation. He said they might better articulate the programs that could be developed and how the money could best be spent, and he would like to see some flexibility in that regard.

Commissioner Galloway said he felt it was better the provider was not specified in the ordinance, because the best provider now might not be the best in five years. He clarified the tax was being generated for a purpose and it would be the Board's policy to select the provider(s) as a separate matter.

8:21 p.m. Commissioner Sferrazza returned to the meeting.

Commissioners Larkin, Galloway, Sferrazza and Chairman Weber disclosed they had met with Mr. Elcano.

On motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, Chairman Weber ordered that Ordinance No. 1273, Bill No. 1453, entitled, "**AN ORDINANCE AMENDING THE WASHOE COUNTY CODE BY INCREASING A FILING FEE TO OFFSET COSTS OF PROVIDING PRO BONO PROGRAMS AND LEGAL SERVICES WITHOUT CHARGE TO ABUSED OR NEGLECTED CHILDREN AND VICTIMS OF DOMESTIC VIOLENCE,**" be approved, adopted and published in accordance with NRS 244.100.

05-959 BUSINESS IMPACT STATEMENT - ORDINANCE 1273

Upon recommendation of John Berkich, Assistant County Manager, through Katy Singlaub, County Manager, on motion by Commissioner Humke, seconded by Commissioner Galloway, which motion duly carried, Chairman Weber ordered that the Business Impact Statement for Ordinance 1273, amending Washoe County Code by increasing Filing Fees to offset costs of providing pro bono programs and legal services without charge to abused or neglected children and victims of domestic violence, be approved and the County Clerk be directed to make the findings available upon request.

05-960 ORDINANCE NO. 1274 - BILL 1452 - AMENDING WASHOE COUNTY SCHEDULE OF RATES AND CHARGES FOR SANITARY SEWER SERVICE

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on August 19, 26 and September 2, 2005 to consider second reading and adoption of Bill No. 1452. 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. There being no response, the hearing was closed.

On motion by Commissioner Galloway, seconded by Commissioner Humke, which motion duly carried, Chairman Weber ordered that Ordinance No. 1274, Bill No. 1452, entitled, "**AN ORDINANCE AMENDING THE WASHOE COUNTY SCHEDULE OF RATES AND CHARGES FOR PROVISION OF SANITARY SEWER SERVICE WITHIN CERTAIN AREAS OF WASHOE COUNTY; ADDING PROVISIONS TO ALLOW A REDUCTION IN THE CONNECTION FEE FOR PROPERTIES THAT UTILIZE INFRASTRUCTURE PROVIDED BY OTHER ENTITIES AND PAY CONNECTION FEES TO THOSE ENTITIES; AND PROVIDING OTHER PROCEDURAL CHANGES. THIS ORDINANCE**

REPEALS ORDINANCE NO. 1264," be approved, adopted and published in accordance with NRS 244.100.

05-961 BUSINESS IMPACT STATEMENT - ORDINANCE 1274

Upon recommendation of Jerry McKnight, Finance and Customer Services Division Manager, through Steve Bradhurst, Water Resources Director, on motion by Commissioner Humke, seconded by Commissioner Larkin, which motion duly carried, Chairman Weber ordered that the Business Impact Statement for Ordinance 1274, amending the Washoe County Schedule of Rates and Charges for Sanitary Service, be approved and the County Clerk be directed to make the findings available upon request.

05-962 RESOLUTION - ADOPTING ORDINANCE 1274 - AMENDING WASHOE COUNTY SCHEDULE OF RATE AND CHARGES - SANITARY SEWER SERVICE

Upon recommendation of John Rhodes, Deputy District Attorney, on motion by Commissioner Humke, 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

A RESOLUTION ADOPTING AN ORDINANCE AMENDING THE WASHOE COUNTY SCHEDULE OF RATES AND CHARGES FOR PROVISION OF SANITARY SEWER SERVICE WITHIN CERTAIN AREAS OF WASHOE COUNTY; ADDING PROVISIONS TO ALLOW A REDUCTION IN THE CONNECTION FEE FOR PROPERTIES THAT UTILIZE INFRASTRUCTURE PROVIDED BY OTHER ENTITIES AND PAY CONNECTION FEES TO THOSE ENTITIES; PROVIDING OTHER PROCEDURAL CHANGES, AND REPEALING ORDINANCE NO. 1264.

WHEREAS, the proposed Ordinance Amending the Washoe County Schedule of Rates and Charges for Provision of Sanitary Sewer Service Within Certain Areas of Washoe County, and has been previously discussed and considered at public meetings by the Board of County Commissioners of Washoe County; and

WHEREAS, the proposed Ordinance Amending the Washoe County Schedule of Rates and Charges for Provision of Sanitary Sewer Service Within Certain Areas of Washoe County was recommended for approval by the Director of the Department of Water Resources; and

WHEREAS, the proposed Ordinance Amending the Washoe County Schedule of Rates and Charges for Provision of Sanitary Sewer Service Within Certain Areas of Washoe County was presented to the Board of County Commissioners of Washoe County in a first reading on August 16, 2005; and

WHEREAS, pursuant to NRS 318.199, the Board of County Commissioners may take action after the public hearing and approve a Resolution Adopting an Ordinance Amending the Washoe County Schedule of Rates and Charges for Provision of Sanitary Sewer Service Within Certain Areas of Washoe County.

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

1. The Ordinance Amending the Washoe County Schedule of Rates and Charges for Provision of Sanitary Sewer Service Within Certain Areas of Washoe County, adding provisions to allow a reduction in the connection fee for properties that utilize infrastructure provided by other entities and pay connection fees to those entities; and providing other procedural changes, and Repealing Ordinance No. 1264 is hereby approved and adopted, and;
2. The Board of County Commissioners finds that this Ordinance 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.

05-963 **INTENT TO ISSUE GENERAL OBLIGATION WATER AND SEWER BONDS - VARIOUS PROJECTS - SERIES 2005**

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on August 26, 2005 to consider issuance of General Obligation (Limited Tax) Water and Sewer Bonds of the County, additionally secured by pledged revenues. 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 the issuance of General Obligation (Limited Tax) Water and Sewer Bonds of the County. There being no response, the hearing was closed.

Commissioner Sferrazza commented it was highly unlikely the general public would have to pay for these bonds. John Sherman, Finance Director, said the last step the Board would take would be consideration of a bond ordinance in November. He stated a covenant in the ordinance would require the County to set rates and charges sufficient to operate the utility function of the Department of Water Resources and to pay off this debt.

Commissioner Galloway commented the utilities were the last thing that would stop operating in a developed community and utility bonds are considered sound bonds with typically very high ratings.

05-964 RESOLUTION - SALE OF GENERAL OBLIGATION (LIMITED TAX) WATER AND SEWER BONDS - VARIOUS PROJECTS - SERIES 2005

Upon recommendation of Jerry McKnight, Finance and Customer Services Division Manager, through Steve Bradhurst, Water Resources Director, on motion by Commissioner Humke, 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 NUMBER 05-964

A RESOLUTION AUTHORIZING THE COUNTY FINANCE DIRECTOR TO ARRANGE FOR THE SALE OF THE WASHOE COUNTY, NEVADA GENERAL OBLIGATION (LIMITED TAX) WATER AND SEWER BONDS (ADDITIONALLY SECURED BY PLEDGED REVENUES) IN THE MAXIMUM PRINCIPAL AMOUNT OF \$65,000,000 FOR THE PURPOSE OF FINANCING THE FOLLOWING PROJECTS IN THE FOLLOWING APPROXIMATE PRINCIPAL AMOUNTS: LONGLEY LANE WATER TREATMENT FACILITY--\$5,000,000, HIDDEN VALLEY WATER SYSTEM--\$1,400,000, LEMMON VALLEY WATER SYSTEM--\$1,150,000, SOUTH TRUCKEE MEADOWS WATER TREATMENT FACILITY--\$41,000,000, SPANISH SPRINGS WATER SYSTEM--\$7,750,000, PLEASANT VALLEY INTERCEPTOR--\$4,200,000, SPANISH SPRINGS WASTEWATER TREATMENT CAPACITY--\$2,000,000 AND OTHER WATER SYSTEM IMPROVEMENTS--\$2,500,000; AND PROVIDING OTHER DETAILS IN CONNECTION THEREWITH.

WHEREAS, the Board of County Commissioners (the "Board") of Washoe County, Nevada, (the "County," and the "State," respectively), proposes to issue up to \$65,000,000 of general obligation bonds of the County in one or more series (the "Bonds") for the purpose of paying all or a portion of the cost of acquiring, constructing, improving and equipping water projects and sewerage projects within the County, including, but not limited to facilities pertaining to the County's sewer system, water system and drainage and flood control system as provided in NRS 244A.056 and 244A.0505 (the "Project"); and

WHEREAS, such Bonds will be additionally secured by a pledge of a portion of the revenue received by the County from the County's water and sewer system (the "Pledged Revenues"); and

WHEREAS, the Board determines that it is necessary and advisable that the County incur a bonded indebtedness pursuant to NRS 244A.011 to 244A.065, inclusive (the "Project Act") and the Local Government Securities Act, NRS 350.500 to 350.720, inclusive (the "Bond Act"), for the purpose of paying all or a portion of the cost of the Project.

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

Section 1. This resolution shall be known and may be cited by the short title "2005 Water and Sewer Bond Sale Resolution."

Section 2. The County Finance Director or his designee is hereby authorized to arrange for the issuance and sale of the Bonds in a total aggregate principal amount of not more than \$65,000,000, in accordance with the Project Act and the Bond Act.

Section 3. The County Finance Director or his designee is authorized to specify the terms of the Bonds, the methods of their sale, the final principal amount of the Bonds (not in excess of \$65,000,000), the terms of their repayment and security therefor, and other details of the Bonds, and if deemed appropriate by the County Finance Director or his designee, to advertise the Bonds for sale, subject to the ratification by the Board by the adoption of a bond ordinance or ordinances specifying the Bond terms and details and approving their sale (the "Ordinance").

Section 4. The officers of the County are hereby authorized to take all action necessary or appropriate to effectuate the provisions of this resolution, including without limitation, assembling of financial and other information concerning the County, the Project, the Pledged Revenues and the Bonds, and placement of the Bonds with the State of Nevada Revolving Loan Fund, other appropriate State program or, if deemed appropriate by the Finance Director or his designee, preparing and circulating a preliminary official statement, a notice of bond sale for the Bonds, or both, in the forms specified by the Finance Director, or his designee. The Finance Director or his designee is authorized to deem the official statement or preliminary official statement to be a "final" official statement on behalf of the County for the purposes of Rule 15(c)212 of the Securities and Exchange Commission.

Section 5. The Finance Director shall, after arranging for the sale of the Bonds, shall present the proposed final terms of the Bonds to the Board for its approval by adoption of the Ordinance, which shall not be effective until after the expiration of the 90-day petition period as set forth in NRS 350.020(3).

Section 6. The officers of the Board be, and they hereby are, authorized and directed to take all action necessary or appropriate to effectuate the provisions of this resolution.

Section 7. All resolutions, or parts thereof, in conflict with the provisions of this resolution, are hereby repealed to the extent only of such inconsistency. This repealer shall not be constructed to revive any resolution, or part thereof, heretofore repealed.

Section 8. If any section, paragraph, clause or other provision of this resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or other provision shall not affect any of the remaining provisions of this resolution.

Section 9. This resolution shall become effective and be in force immediately upon its adoption.

05-965 RESOLUTION - PROVISIONAL ORDER ACQUISITION AND CONSTRUCTION - SANITARY SEWER PROJECT - SPECIAL ASSESSMENT DISTRICT NO. 37 - SPANISH SPRINGS SEWER PHASE 1A - WATER RESOURCES

In response to Commissioner Larkin, Jerry McKnight, Finance and Customer Services Division Manager, said the exact interest rate would not be known until the bonds are sold; but it is anticipated it would be in the three to six percent range and likely be around four percent. He explained the laterals stop at the property lines, and the property owners would be responsible for the improvements that have to take place on their property. He said there would be an informational meeting on September 19, 2005 that the property owners were invited to participate in. Steve Bradhurst, Water Resources Director, stated the meeting would cover financing and construction details, along with addressing any property owner concerns. He indicated the property owners had received an aerial photo of their property and were asked to identify where they would like the sewer stub located.

In response to Commissioner Sferrazza, Mr. Bradhurst confirmed the beneficiaries of the project were funding it; and no General Fund money was being used.

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 NO. 05-965

A RESOLUTION MAKING A PROVISIONAL ORDER FOR THE ACQUISITION AND IMPROVEMENT OF A SANITARY SEWER PROJECT IN WASHOE COUNTY, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 37 (SPANISH SPRINGS SEWER PHASE 1a) AT A PRELIMINARY ESTIMATED COST OF \$982,593 TO BE ASSESSED AGAINST PARCELS IN THE DISTRICT PURSUANT TO THE CONSOLIDATED LOCAL IMPROVEMENTS LAW; SETTING A TIME AND PLACE FOR A PUBLIC HEARING ON THE PROJECT; PROVIDING THE MANNER, FORM AND CONTENTS OF A NOTICE THEREOF RATIFYING ACTION HERETOFORE TAKEN NOT INCONSISTENT HERewith; AND PROVIDING THE EFFECTIVE DATE HEREOF.

WHEREAS, the Board of County Commissioners (herein "Board") of the County of Washoe in the State of Nevada, duly adopted and approved has directed the Engineering Division of the Washoe County Department of Water Resources (the "Engineer") to file with the County Clerk certain preliminary plans, assessment plat, typical section of the contemplated improvements, preliminary estimate of cost, and estimate of maximum benefits, all in connection with the acquisition, pursuant to Chapter 271, Nevada Revised Statutes, of a sanitary sewer project as defined in NRS §271.200 and as hereinafter more specifically described (the "Project"); and

WHEREAS, pursuant to such direction and with such modification in the details of the Project as was deemed necessary and as is consistent with the provisions of this resolution, the Engineer has filed with the Clerk of the County, in connection with said improvements, and with the proposed Washoe County, Nevada, Special Assessment District No. 37 (Spanish Springs Sewer Phase 1a), the following:

(A) Preliminary plans and specifications, with construction drawings, showing a typical section of the contemplated improvements, the type or types of material, and the approximate thickness and wideness;

(B) A preliminary estimate of the total cost of the Project and of each type of construction, the estimate being made on a lump sum, including in the total estimate, without limiting the generality of the foregoing, the advertising, appraising, engineering, legal, printing, and such other expenses as in the judgment of the Engineer are necessary or essential to the completion of such work or improvement, and the payment of the cost thereof;

(C) An assessment plat or map, (designated as a "Preliminary Assessment Plat & Assessment Roll") showing the descriptions of the property to be assessed, showing the area to be assessed, the market values, the amounts of estimated preliminary assessments, the amount of maximum benefits estimated to be assessed against each tract or parcel of land in the District, the estimate being calculated on a modified area basis (i.e., on an acreage basis modified to treat any parcel or tract that is less than one acre as a one-acre parcel) such that each acre will benefit by capacity of one equivalent residential unit in the Project as hereafter described (an equitable adjustment having been made for assessments to be levied against wedge or V or other irregularly shaped lots or lands, if any, or for any tract or parcel not specially benefitted in proportion to the percentage applicable to that tract or parcel under the assessment method otherwise so used so that assessments according to benefits will be equal and uniform); and

(D) The Engineer's Report to the Board of County Commissioners on Benefits as to the method of determining benefits and explaining the adjustments and the per lot method of assessment; and

WHEREAS, the Board has examined the plans, assessment plat, a typical section of contemplated improvements, preliminary estimate of the cost, estimate of maximum benefits and Engineer's Report so filed with said Clerk and has found and does hereby declare the same to be satisfactory in all respects.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF WASHOE, IN THE STATE OF NEVADA: that the Board shall and hereby does accept the plans and specifications, assessment plat (including the exhibits thereto), typical section of the contemplated improvements, preliminary estimate of cost, the Engineer's Report on Benefits and the estimate of maximum benefits to be assessed against each tract or parcel of land in the assessment area.

THE BOARD OF COUNTY COMMISSIONERS OF WASHOE COUNTY DOES RESOLVE FURTHER AND SHALL, AND HEREBY DOES, PROVISIONALLY ORDER:

Section 1. The improvement district shall be designated "Washoe County, Nevada, Special Assessment District No. 37 (Spanish Springs Sewer Phase 1a)" (the "District").

Section 2. The Project shall be acquired at an estimated preliminary total cost of \$4,633,007 of which \$982,593 is estimated to be paid by the levy of assessments against parcels in the District, including engineering, legal, and incidental expenses as more particularly hereinafter set forth and as described in the plans and specifications herein accepted, reference to which is hereby made and which are available for public inspection at the office of said County Clerk and at the office of the Engineer.

Section 3. The District shall constitute one assessment unit for purposes of remonstrance, construction and assessment. The boundaries of the District and such unit shall be as designated in the form of notice set forth in Section 4 of this resolution. The amounts to be assessed shall be made upon all tracts benefited in proportion to the special benefits received, as more fully described in the form of notice set forth in Section 4 of this resolution.

Section 4. On October 11, 2005 at 5:30 p.m. at the Commissioners' Chambers, Washoe County Administration Complex, 1001 East Ninth Street, Reno, Nevada (i.e., a time at least 20 days after the adoption of this resolution), the Board of County Commissioners will consider the ordering of the Project and will hear all complaints, protests and objections that may be made in writing and filed as hereafter provided, or made verbally at the hearing concerning the same by the owners of the property to be assessed or any person interested. The owners of the property to be assessed or any other persons interested therein may file a written protest or objection and may appear before the Board and be heard as to the propriety and advisability of making such improvements as to the estimated cost thereof, as to the manner of payment therefor, and as to the amount thereof to be assessed against the property to be improved. Twenty (20) days' notice in writing of such time and place shall be given to such property owners, postage prepaid, as first-class mail to each of such property owners at his last-known address, the names and addresses of such property owners to be obtained from the records of the County Assessor or from such other sources as the County Clerk or the Engineer deem reliable. Any such list of names and addresses may be revised from time to time but such list need not be revised more frequently than at twelve-month intervals. If a mobile home park is located on one or more of the tracts to be assessed, the notice must be given to the owner of the tract and each tenant of that mobile home park. Notice shall also be given by posting in three public places at or near the site of the Project at least twenty (20) days prior to said hearing. Proof of such mailing and posting shall be made by the affidavit of the County Clerk or of the Engineer, such proof to be filed with the County Clerk, provided that failure to mail such notice or notices shall not invalidate any assessment nor any other of the proceedings hereunder. Notice of the time and place of such hearing shall also be given by publication in the Reno Gazette-Journal, a daily newspaper published in Reno and of general circulation in Washoe County, Nevada, once each week for three (3) consecutive weekly publications, by three (3) weekly insertions, the first publication in such newspaper to be at least fifteen (15) days prior to the date of the protest hearing. Not less than fourteen (14) days shall intervene between the first publication and the last publication in such newspaper. Such service by publication shall be verified by the affidavit of the publishers and filed with the County Clerk. The proof of publication, the proof of mailing and the proof of posting shall be maintained in the records of the office of the County Clerk until all the assessments appertaining to the District shall have been paid in full as to principal, interest and any penalties or collection costs. The notice shall be in substantially the form placed on file with the Clerk.

Section 5. All action, proceedings, matters and things heretofore taken, had and done by the County and the officers thereof (not inconsistent with the provisions

of this resolution) concerning the Washoe County, Nevada, Special Assessment District No. 37 (Spanish Springs Sewer Phase 1a) be, and the same hereby are, ratified, approved and confirmed.

Section 6. In order to permit the County to reimburse itself for prior expenditures relating to the Project with the proceeds of bonds, the Board hereby determines and declares as follows:

1. The County reasonably expects to incur expenditures with respect to the Project prior to the issuance of bonds for financing the Project and to reimburse those expenditures from the issuance of bonds; and
2. The maximum principal amount of bonds expected to be used to reimburse such expenditures is \$982,593.

Section 7. The officers of the County are directed to effectuate the provisions of this resolution.

Section 8. All resolutions, or parts thereof, in conflict herewith are hereby repealed to the extent of such inconsistency.

Section 9. The invalidity of any provision of this resolution shall not affect any remaining provisions hereof.

Section 10. The Board of County Commissioners has determined, and does hereby declare, that this resolution shall be in effect after its passage in accordance with law.

05-966 PROFESSIONAL SERVICES CONTRACT - ENGINEERING AND CONSTRUCTION ADMINISTRATION - LONGLEY LANE WATER TREATMENT FACILITY - WATER RESOURCES

In response to Commissioner Larkin, Steve Bradhurst, Water Resources Director, replied the County contracted with ECO:LOGIC Consulting Engineers and a subcontractor, CH2M Hill, to do the preliminary engineering concept for the facility in May 2004. He explained how the contract work is generally handled and recommended the engineering team that has been working on the project from day one stay with it until completion.

Upon recommendation of Rick Warner, Sr. Licensed Engineer, and Paul Orphan, Engineering Manager, through Mr. Bradhurst, on motion by Commissioner Larkin, seconded by Commissioner Humke, which motion duly carried, it was ordered that the professional services contract with ECO:LOGIC Consulting Engineers, concerning providing engineering and construction administration services for the Longley Lane Water Treatment Facility pipeline and treatment facility projects in the

amount of \$277,410, be approved and Chairman Weber be authorized to execute the same.

05-967 PURCHASE AND SALE AGREEMENT - NEVADA TRI-PARTNERS LLC - TEN-ACRE PORTION OF APN 016-411-22 - SOUTH TRUCKEE MEADOWS WATER TREATMENT FACILITY SITE - WATER RESOURCES

Katy Singlaub, County Manager, discussed the process by which the Board reviewed possible sites for the South Truckee Meadows Water Treatment Facility site, selected the site, and then directed staff to negotiate. She said a certified appraiser conducted an appraisal and the County is paying the appraised value of the property at approximately \$7 per square foot plus \$5,000 for acquisition and closing costs.

In response to Commissioner Sferrazza, Wendy Pitts, Public Works Property Program Manager, said John S. Wright & Associates conducted the appraisal in November 2004 with the appraised value coming in at \$7 per square foot. She said some of the considerations were the topography and the water flow. She stated the appraiser confirmed last month by letter that the price had not gone below \$7 per square foot. She confirmed the price was because of the location being zoned commercial with a highest and best use of office or light industrial. She said it was in a planned development area, but was determined by the appraiser to be the best location due to being adjacent to the freeway where it would not negatively impact area residents. Commissioner Sferrazza asked to look at a copy of the appraisal.

Ms. Singlaub stated whether or not this was the right site was not before the Board because the Board had selected the site during the review process.

Commissioner Galloway said he was convinced this was a reasonable price because of recent conversations he had with people about commercial property.

Commissioner Humke disclosed he had briefly talked with Perry DiLoreto regarding this project.

Upon recommendation of Rick Warner, Sr. Licensed Engineer, through Steve Bradhurst, Water Resources Director, on motion by Commissioner Humke, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza abstaining because of not having enough time to review the appraisal, it was ordered that the Purchase and Sale Agreement between Washoe County and Nevada Tri-Partners LLC, for the acquisition of a ten-acre portion of Assessors Parcel Number 016-411-22 for development of the new South Truckee Meadows Water Treatment Facility, be approved and Chairman Weber be authorized to execute the same. It was further ordered that the Director of the Public Works Department be authorized to execute and deliver any and all instruments and funds as may be necessary or appropriate to accomplish the acquisition in the name of and on behalf of Washoe County.

Melanie Foster, Legal Counsel, reported on the hearing on Friday with Judge Hardesty on the County's last actions regarding the Truckee Meadows Water Authority and Verdi settlement issues. She said that part was done and it was going into the implementation phase. She said, even though the County had ratified the settlement agreement, there were ongoing discussions about the population figures. She said the Court had given the County 30 days to provide them with a list of legal issues that exist in the implementation of the settlement agreement. She stated legal issues go straight to the Court, while factual issues go through the full route of appeal through Regional Planning under the master settlement. The Judge made it very clear that, if there was a factual disagreement over the settlement, the County is back in that loop.

Chairman Weber discussed the upcoming meetings being held with the other entities to try and resolve outstanding issues.

In response to Commissioner Galloway, Ms. Foster said the issues had to be identified within 30 days or the County would lose the right to raise them. Commissioner Galloway said he had identified some issues to Legal Counsel and Community Development that he felt were legal and the County cannot afford to hold back anything. Chairman Weber agreed and said the other entities would be doing the same.

Commissioner Larkin expressed his concern with the population numbers.

Ms. Foster reported that when she arrived at the meeting with the Judge on Friday, the representatives for the Cities of Sparks and Reno went in to meet with the Judge. She said the Judge came out and said they were there because they had some concerns and disagreement with the County's position in the ongoing discussions. He invited the County in and they responded they could talk about whatever they needed to talk about in Court. She stated David Creekman, Sparks City Attorney's Office, had conveyed to the Judge their dissatisfaction about the time, money and energy required by this process, including the time required to get a decision out of the Court. She said he felt the City of Sparks would have chosen not to participate in the agreement given the choice today. Ms. Foster said the Judge's response was, while that might have been serving the discreet needs of the City, it would not have been serving the needs of their citizens nor of the populace in general.

Commissioner Galloway applauded the Judge for sticking up for the citizens. He said some of the lesson of this has been missed. He stated, prior to the adoption of the 2002 Regional Plan, all of the County's objections were on the table, and the County offered compromises that would have avoided all litigation, but was rebuffed. Commissioner Galloway asked why no one ever mentions this, but only makes constant complaints about why the County tied this up in Court and why the County did not accept the vote. He said the County did not accept the vote because the County considered the

vote illegal. He felt the lesson learned was the next time a compromise was offered at the beginning of a dispute, consider taking it.

Chairman Weber said this has been a long and costly process. She said the positive that has come out of this is that the elected officials have taken some responsibility and put a lot of time and effort into this issue. She thanked Commissioner Galloway and Councilmember Hascheff for the countless hours and work they had put into the settlement.

**05-969 REPORTS/UPDATES FROM COUNTY COMMISSION
MEMBERS**

Commissioner Galloway said he failed to disclose that he had talked with John Frankovich, St. James representative, regarding the basis for the technical denial for the appeal heard earlier in Item 26H. Commissioner Humke disclosed he talked with Mr. Frankovich and area residents, Reed Simmons and Gary Farnsworth, in advance of the hearing. Chairman Weber said she had asked Mr. Frankovich to continue to try to work things out with the Simmons over the weekend.

Commissioner Larkin said the Truckee River Flood Project Coordinating Committee had met with Colonel Light, Army Corp of Engineers, and Naomi Duerr, Truckee River Flood Management Project Director, to discuss the schedule with the Army Corp. Colonel Light was taken on a tour to see many of the areas firsthand. Commissioner Larkin said he asked the Colonel if there was any request for redeployment of the Army Corp resources. Colonel Light replied there had not been any request and this project remains a very high priority. Commissioner Larkin said he believed having the Army Corp represented at the meetings is critical. He felt the Committee successfully presented their case to the University of Nevada, Reno Regents on the acquisition of the University's parcel. He said the formal acceptance of the bid was scheduled for September 23, 2005. He stated there would be more issues coming to the Board in terms of which properties need to be acquired next and the number one issue for the new Director was to acquire the properties.

Chairman Weber said Carson City would be asking for help in obtaining the funding for the V&T reconstruction, and they asked if Washoe County could help out with some signage. Katy Singlaub, County Manager, said, if they would submit written requests, then staff could bring them to the Board for decision or act on them if they were at a level that staff could act on.

Commissioner Sferrazza said he had reviewed the appraisal for Item 22G and agreed with the Board's actions based on the appraisal.

* * * * *

There being no further business to come before the Board, on motion by Commissioner Galloway, seconded by Commissioner Larkin, which motion duly carried, it was ordered that the meeting be adjourned to a Closed Session at 8:58 p.m. for the purpose of discussing negotiations with Employee Organizations per NRS 288.220. It was further ordered that the meeting would adjourn from the Closed Session.

BONNIE WEBER, Chairman
Washoe County Commission

ATTEST:

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

*Minutes Prepared by
Stacy Gonzales, Deputy County Clerk
Jan Frazzetta, Deputy County Clerk*