

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

TUESDAY

10:00 A.M.

APRIL 12, 2011

PRESENT:

John Breternitz, Chairman
Bonnie Weber, Vice Chairperson
Bob Larkin, Commissioner
Kitty Jung, Commissioner
David Humke, Commissioner

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

The Washoe County Board of Commissioners convened at 10:03 a.m. 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:

County Manager Katy Simon stated: "The Chairman and the Board of County Commissioners intend that their proceedings should demonstrate the highest levels of decorum, civic responsibility, efficiency and mutual respect between citizens and their government. The Board respects the right of citizens to present differing opinions and views, even criticism, but our democracy cannot function effectively in an environment of personal attacks, slander, threats of violence, and willful disruption. To that end, the Nevada Open Meeting Law provides the authority for the Chair of a public body to maintain the decorum and to declare a recess if needed to remove any person who is disrupting the meeting, and notice is hereby provided of the intent of this body to preserve the decorum and remove anyone who disrupts the proceedings."

11-270 AGENDA ITEM 3 – PROCLAMATION

Agenda Subject: "Proclamation--April 10-16, 2011 as National Library Week. (All Commission Districts.)"

Commissioner Jung thanked all of the people who donated their time to the Washoe County Libraries. She read and presented the Proclamation to Jennifer Oliver, Washoe County Library Development Officer.

Ms. Oliver thanked the Board for the Proclamation and encouraged everyone to visit their local library not only this week, but every week of the year.

Commissioner Weber asked everyone in the audience to raise their hands if they had visited their local library this year, and many hands were raised.

In response to the call for public comment, Sam Dehne stated he was a great believer in libraries, and he was glad to see the library system was still working.

Garth Elliott said he was glad the Proclamation noted the libraries were becoming a technology hub, because people needed a place to access the Internet to look for employment. He stated it was unfortunate the County's economic constraints were putting pressure on the libraries. He said those constraints was why the Sun Valley General Improvement District (SVGID) was working on getting a small library and technology hub set up in Sun Valley, and he urged other communities to do the same.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 3 be adopted.

11-271 AGENDA ITEM 4 – PROCLAMATION

Agenda Subject: “Proclamation--April 2011 as National Volunteer Awareness Month. (All Commission Districts.)”

Commissioner Weber read the Proclamation to the volunteers.

Katy Simon, County Manager, introduced Michon Wynn, Community Relations Intern and University of Nevada Reno student. Ms. Wynn called forward the volunteers present of the following organizations to the dais to be recognized by the Commissioners: Government Affairs Program; Sheriff's Mobile Auxiliary Team; Citizen's Homeland Security Council (CHSC), Community Emergency Response Team (CERT); Animal Rescue Team; Law Enforcement Chaplains; Library Volunteers; Design Review Committee; Planning Commission; Sun Valley Citizen Advisory Board (CAB); Spanish Springs CAB; all CAB members; Cooperative Extension Master Gardner Program; Cooperative Extension 4-H Youth Development Program; Cooperative Extension Radon Education Program; Animal Control Advisory Board; Washoe County Regional Animal Services; Washoe County Parks including Cub Scouts, Boy Scouts, and Girl Scouts; Sparks Greenbrae Lions; Sparks Senior Center; Plumb Lane Lions; Reno Host Lions; Keep Truckee Meadows Beautiful; Washoe County Parks and Open Space Commission; and Washoe County Search and Rescue. Many of the volunteers indicated they were members of more than one volunteer organization.

The Commissioners and the audience members applauded the volunteers, photos were taken, and Ms. Simon advised the photos would be posted on the County's web site for downloading.

In response to the call for public comment, Garth Elliott stated the community had never seen a greater need for volunteers. He said he hoped the

installation of a volunteer coordinator would help organize the volunteers more effectively.

Sam Dehne said it was wonderful the County honored the volunteers.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 4 be adopted.

11-272 AGENDA ITEM 5 – PUBLIC COMMENT

Agenda Subject: “Public Comment. Comment heard under this item will be limited to two minutes per person and may pertain to matters both on and off the Commission agenda. The Commission will also hear public comment during individual action items, with comment limited to two minutes per person. Comments are to be made to the Commission as a whole.”

Garth Elliott said he placed on file with the Clerk a printout of the front page of the Sheriff’s web site. He said no graffiti tip line was shown as the information indicated there should be. He stated the time required to remove graffiti should be shortened, and graffiti removal would be a great opportunity to use volunteers.

Guy Felton requested his concerns regarding his removal from the Commission Chambers, subsequent jailing, and trial be agendized for discussion.

Sam Dehne spoke about his being the local government watchdog, and how he believed the volunteers saved the County millions of dollars. He asked why no one came to speak at the Commission meetings.

11-273 AGENDA ITEM 6 – ANNOUNCEMENTS

Agenda Subject: “Commissioners’/Manager’s Announcements, Requests for Information, Topics for Future Agendas and Statements Relating to Items Not on the Agenda. (No discussion among Commissioners will take place on this item.)”

Katy Simon, County Manager, said Agenda Item 8, the South Truckee Meadows General Improvement District (STMGID) Agenda was pulled.

Commissioner Humke requested an agenda item to evaluate the manner in which the Commission processed various statute changes. He stated he was also concerned how the County provided information to the Nevada Legislature and other government entities. He requested the Commission examine how staff, volunteers, or various board members communicated with the Nevada Legislature.

Commissioner Weber noted her son, Mathew, was present. She hoped employees would participate in Washoe County’s “Take Child Your to Work Day” on Thursday. She stated a speaker under public comment discussed graffiti within the

community, but she indicated the County did not have the resources to deal with graffiti as it had done in the past. She believed it was time to talk with the Cities of Reno and Sparks about offering some type of instruction for people in the community to do graffiti removal themselves, possibly under the Neighborhood Watch or the Alert ID programs.

Commissioner Weber said she listened to the National Association of Counties prescription drug card informational web broadcast. She advised many communities around the country were seeing benefits to offering the program to their constituents. She said no County money would be spent to offer the program, and there would be a drive to get cards out to everyone. She said if an individual had a prescription not covered by insurance, the card would offer a discount of 25 to 30 percent. She stated the card could also be used for pets when a prescription was filled through a pharmacy. She said the card was funded through Caremark and was available through the bigger pharmacies. She advised one community saved its 167,000 residents \$1 million over three years. She said the card could be used in any Nevada county that provided Caremark services, as long as proof of Washoe County residency was provided.

Commissioner Larkin requested Agenda Item 19 be heard on or around 3:30 because several citizens groups wanted to be present.

CONSENT AGENDA – AGENDA ITEMS 7A THROUGH 7K

Commissioner Weber requested Agenda Item 7G(4) be taken out of the Consent Agenda for discussion.

11-274 AGENDA ITEM 7A

Agenda Subject: “Approve minutes for the Board of County Commissioners’ meetings of March 8 and 22, 2011.”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Larkin, which motion duly carried, it was ordered that Agenda Item 7A be approved.

11-275 AGENDA ITEM 7B - FINANCE

Agenda Subject: “Notification of cross function budget adjustments for the transfer of Homeless Services grants and match from the Community Support Function to the Welfare Function (\$678,379), and to reallocate budget authority to the travel account pursuant to Washoe County Code 5.356 in the following departments: Building and Safety (\$200); Human Resources (\$400); Comptroller (\$4,250); and, Regional Communications Fund (\$4,000). (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Larkin, which motion duly carried, it was ordered that Agenda Item 7B be approved.

11-276 AGENDA ITEM 7C – DISTRICT HEALTH

Agenda Subject: “Approve amendments [totaling increase of \$62,554 in both revenue and expense] to the Fiscal Year 2011 Assistant Secretary for Preparedness and Response Hospital Preparedness Federal Grant Program (2009 Carry Over), IO 10931; and if approved, direct Finance to make appropriate budget adjustments. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Larkin, which motion duly carried, it was ordered that Agenda Item 7C be approved and directed.

11-277 AGENDA ITEM 7D – MEDICAL EXAMINER/CORONER

Agenda Subject: “Accept Office of the Assistant Secretary for Preparedness and Response – Hospital Preparedness Program Subgrant [\$24,971 - with 10% (\$2,497) County matching funds]; and if accepted, direct Finance to make appropriate budget adjustments. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Larkin, which motion duly carried, it was ordered that Agenda Item 7D be accepted and directed.

11-278 AGENDA ITEM 7E – SENIOR SERVICES

Agenda Subject: “Approve Interlocal Agreement between the County of Washoe and the County of Storey for the purpose of providing a Senior Nutrition Program through the Department of Senior Services from May 1, 2011 through April 30, 2013; and if approved, authorize Chairman to sign Interlocal Agreement. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Larkin, which motion duly carried, it was ordered that Agenda Item 7E be approved, authorized and executed. The Agreement for same is attached hereto and made a part of the minutes thereof.

11-279 AGENDA ITEM 7F - SHERIFF

Agenda Subject: “Accept direct grant award from State of Nevada, Office of Criminal Justice Assistance, Community Orientated Policing Grant, [\$37,830 - no County match required] to be utilized to support Project ADAPT (Adolescent Drug, Alcohol Prevention & Treatment) through Children’s Cabinet by Washoe County’s Sheriff’s Office; and if accepted, authorize Chairman to execute Certified Assurances document and direct Finance to make necessary budget adjustments. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Larkin, which motion duly carried, it was ordered that Agenda Item 7F be accepted, authorized, executed, and directed.

11-280 AGENDA ITEM 7G(1) - PARKS

Agenda Subject: “Approve License Agreement between the County of Washoe and Grand View Terrace General Improvement District to convert a garage structure at Martin Luther King Jr. Memorial Park, and a Lease Agreement between the County of Washoe and Grand View Terrace General Improvement District to utilize the structure once renovated; and if both approved, authorize Chairman to execute the License Agreement and the Director of Washoe County’s Regional Parks and Open Space Department to execute the Lease Agreement upon completion of the structure improvements. (Commission District 5.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Larkin, which motion duly carried, it was ordered that Agenda Item 7G(1) be approved, authorized and executed.

11-281 AGENDA ITEM 7G(2) - PARKS

Agenda Subject: “Approve termination of the Cooperative Management Agreement between the County of Washoe and Bureau of Land Management (Carson City Field Office) for management and operation of the Jumbo Grade Trailhead; and if approved, authorize the Director of the Regional Parks and Open Space Department to submit formal written notice of termination to the Bureau of Land Management at least 30 days in advance as required by the Cooperative Management Agreement. (Commission District 2.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Larkin, which motion duly carried, it was ordered that Agenda Item 7G(2) be approved, authorized, and submitted.

11-282 AGENDA ITEM 7G(3) - PARKS

Agenda Subject: “Authorize Public Works Department in coordination with Regional Parks and Open Space to bid the Verdi Pond Liner Project at Crystal Peak Park. (Commission District 1.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Larkin, which motion duly carried, it was ordered that Agenda Item 7G(3) be authorized.

11-283 AGENDA ITEM 7G(5) - PARKS

Agenda Subject: “Reappoint Jim Nadeau (July 1, 2011 to June 30, 2015) and Robert Jacobson (July 1, 2011 to June 30, 2013) to the Open Space and Regional Parks Commission. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Larkin, which motion duly carried, it was ordered that Jim Nadeau be reappointed for a term beginning on July 1, 2011 and ending on June 30, 2015 and Robert Jacobson be reappointed for a term beginning on July 1, 2011 and ending on June 30, 2013 to the Open Space and Regional Parks Commission.

11-284 AGENDA ITEM 7H(1) – SOCIAL SERVICES

Agenda Subject: “Approve Amendment #3 Washoe County, Nevada Grant Program Contract Shelter Plus Care Program II between the County of Washoe and Restart, Inc. to extend the term of the agreement through June 30, 2011 and increase the amount of the grant by \$29,000 (HUD Grant funds \$16,000 and Washoe County matching funds \$13,000); and if approved, authorize Chairman to execute Amendment and direct Finance to make appropriate budget adjustments. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Larkin, which motion duly carried, it was ordered that Agenda Item 7H(1) be approved, authorized, executed and directed.

11-285 AGENDA ITEM 7H(2) – SOCIAL SERVICES

Agenda Subject: “Authorize Director of Social Services to accept \$18,656, Federal Title IV B, Subpart 2 grant designated to increase primary caseworker visits (which includes a \$6,219 County match), to increase the amount of overtime available to workers to visit with children on their caseload and purchase technology to assist in case documentation from the Division of Child and Family Services; and if accepted, direct Finance to make appropriate budget adjustments. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Larkin, which motion duly carried, it was ordered that Agenda Item 7H(2) be authorized, accepted and directed.

11-286 AGENDA ITEM 7I(1) – TECHNOLOGY SERVICES

Agenda Subject: “Approve non-County and County employee travel and registration for one dispatch employee from each E911 Public Safety Answering Points to attend the National Association of Emergency Dispatch Navigator conference and/or preconference workshops between April 17-22, 2011, in Las Vegas, Nevada [approximate amount \$6,500, not to exceed \$7,000 Fiscal Year 2010/11 total expenditure - to be funded within the adopted operating budget of the E911 Fund] Public Safety Answering Points of Reno, Sparks and Washoe County. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Larkin, which motion duly carried, it was ordered that Agenda Item 7I(1) be approved.

11-287 AGENDA ITEM 7I(2) – TECHNOLOGY SERVICES

Agenda Subject: “Approve Resolution allowing Washoe County to donate surplus servers, storage, or other network equipment and materials which have reached the end of useful life for the County, to Nevada governmental entities and School systems meeting the criteria listed in §244.1505 of the Nevada Revised Statutes; and if approved, authorize the Chairman to execute the Resolution and authorize the Chief Information Management Officer and the Purchasing and Contracts Manager to approve each list of items to be transferred with Resolution to become active from date of adoption. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Larkin, which motion duly carried, it was ordered that Agenda Item 7I(2) be approved, authorized and executed. The Resolution for same is attached hereto and made a part of the minutes thereof.

11-288 AGENDA ITEM 7J(1) – WATER RESOURCES

Agenda Subject: “Approve and authorize the Chairman to execute the Water Rights Deed and associated Water Sale Agreement with Washoe County for 0.69 acre-feet of water rights from the Granite Hills Baptist Church. (Commission District 5.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Larkin, which motion duly carried, it was ordered that Agenda Item 7J(1) be approved, authorized and executed.

11-289 AGENDA ITEM 7J(2) – WATER RESOURCES

Agenda Subject: “Approve and authorize the Chairman to execute a Resolution calling a hearing on the amendment of the boundaries of District No. 24 (Groundwater Remediation/Central Truckee Meadows Remediation District) in Washoe County, Nevada; providing for a notice of hearing, and providing other matters properly related thereto--hearing to be set for May 10, 2011. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Larkin, which motion duly carried, it was ordered that Agenda Item 7J(2) be approved, authorized and executed. The Resolution for same is attached hereto and made a part of the minutes thereof.

11-290 AGENDA ITEM 7K - MANAGER

Agenda Subject: “Approve issuance of Request for Proposals for professional legal services to perform as the Appointed Counsel Administrator pursuant to the Model Court Plan of the Second Judicial District filed with the Supreme Court under ADKT No. 411 [Washoe County has paid \$150,000 per year for the past 3 years for these services]. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Larkin, which motion duly carried, it was ordered that Agenda Item 7K be approved.

11-291 AGENDA ITEM 7G(4) - PARKS

Agenda Subject: “Deny request by the Can-Prevent Task Force to waive fees [approximately \$2,480] for use of Washoe County Regional Park and Open Space Department facilities for the 2nd Annual High Sierra Family Kite Festival to be held May 22, 2011. (Commission Districts 3 and 5.)”

Doug Doolittle, Regional Parks Open Space Director, said the Board set the fee policy for the County’s parks, and this item was before the Board for reconsideration of the denial of a fee waiver.

Chairman Humke said page 2 of the staff report noted there was a \$300 cleaning and security deposit incorporated into the fee, which would be lost if the entire fee was waived. Mr. Doolittle replied that was true. Chairman Humke asked if this was occasional money or was this fee projected into the budget. Mr. Doolittle said some annual special events were anticipated in determining annual revenue projections. He stated in taking on any special event, the difficulty would be the focus of staff resources on that event. He said revenue was important, but it had been diminishing due to people not renting the park facilities as much as they used to.

Commissioner Jung said she asked for this item to be on the agenda. She stated the Can-Prevent Task Force figured out the inaugural event would have made some income without the fee, and making a small profit would eventually help make the event self-sustaining. She felt there needed to be some way of helping nonprofits doing great work in the community and who did not ask for anything but the use of the parks.

Commissioner Breternitz said his concern was setting precedents and the impact of the fee waiver with the County’s current budget situation. He stated he sat on a Board of an entity who wanted to make this same request, which he ultimately could not support.

Commissioner Weber asked Mr. Doolittle if the County waived \$1,000 of the fee, would the remainder cover the security costs. Mr. Doolittle replied it would cover \$1,243 in direct costs. Commissioner Weber said she understood the precedent setting issue, but felt using the park to have the event would be a win-win situation for everyone.

Melanie Foster, Legal Counsel, said in 2006 there was discussion about the Board’s inability to provide blanket waivers for non-profits. She said if a majority of the Board wanted to grant some type of waiver, the record should be clear by making specific findings regarding the benefits in granting the waiver in this particular instance.

In response to public comment, Rebecca LeBeau, Child Abuse and Neglect Prevention (Can-Prevent) Task Force Board Treasurer and Washoe County Child Assault Prevention (CAP) Project Executive Director, said the event was important because it furthered the Task Force’s mission. She advised the Task Force was not trying to make money, but to provide a place for families to go for one day to enjoy each other’s

company outside in a wonderful park. She stated the “Tune into Kids” event was lost because the costs to put it on became prohibitive. She said the Kite Festival was scraping by, which was why this request was being made. She acknowledged precedents were hard, but she asked the Board to consider the number of abused and neglected kids. She stated she wanted to see kids flying kites and being happy, and she would appreciate the Board’s consideration.

Daniel Cook, Americom Broadcasting General Manager, said Americom Broadcasting was supporting this event for the second year. He stated last year 2,500 people attended, and he liked there was no charge for parking or to get into the event. He said last year Americom Broadcasting provided \$20,000 in advertising by running ads on all seven of its radio stations, because the company really believed in the event.

Phillip Ulibarri, Can-Prevent Task Force Vice President, said the event was pictured on the front cover of *Washoe County’s Guide to Services*. He said the Can-Prevent Task Force provided many services in Washoe County, including the annual conference held in November to educate people in child abuse prevention. He stated most of the over 370 attendees were granted continuing education credits, and 112 scholarships went to Washoe County staff and several agencies working in child abuse prevention. He noted the money saved from paying park fees was used to give away free kites at the festival.

Commissioner Jung said she could make specific findings where this item was not precedent setting nor a blanket endorsement. She advised child abuse impacted families, but it also impacted the County’s budget situation because children affected by child abuse became part of the system. She said once they were in the system it was woefully expensive and money would be saved by intervening now. She stated there was a high correlation between family stress and child abuse due to parents lacking coping skills. She stated this festival would also fill a void created when “Tune into Kids” was eliminated. She said having 400 visitors a year come to the Can-Prevent Task Force’s conference meant those visitors were spending money as tourists. She stated the County could solicit volunteers at this event. She believed those findings made the event unique compared to other requests the Board received.

Commissioner Weber asked if Commissioner Jung would consider waiving \$1,000. Commissioner Jung replied she would like to waive the whole fee, but \$1,000 was a nice compromise.

Chairman Humke said the Board and the Regional Parks and Open Space’s staff worked hard to figure out the fee structure for the parks. He stated “no” was not a great answer for anyone to receive whether they were golfers or neglected children, but that was the adopted policy. He said this revenue would be denied to the department if the Board moved forward with the fee waiver. He stated he supported preventing child abuse and neglect, but this would be a bad piecemeal approach.

Commissioner Larkin stated he did not like doing business in a piecemeal fashion, because it opened the door for the next group. He believed Commissioner Jung's findings could have been made for a number of worthy groups. He stated he was not opposed to granting this one exception, as long as it had strict guidelines; but he would prefer to develop a supplementary fund, perhaps comprised of donations from the community to honor these types of requests. He stated he would make the exception in this one instance, but he would not do it again.

Commissioner Weber agreed some type of process should be developed for organizations to request an exemption, even if it was only for one year. She said she appreciated everything the Park's staff did.

Commissioner Breternitz stated he could not support granting the \$1,000 fee waiver. He said one of the unfortunate impacts of the current economy was the County could not be as free in granting this type of request. He stated there was no question this was a worthy cause, but he was concerned there were any number of worthy causes out there. He said he did not want to take any further funds away from the Parks Department, because the Department was in such dire straights.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried with Chairman Breternitz and Commissioner Humke voting "no," it was ordered that \$1,000 out of the \$2,480 in fees being charged the Can-Prevent Task Force for use of Washoe County Regional Park and Open Space Department facilities for the 2nd Annual High Sierra Family Kite Festival to be held May 22, 2011 be waived.

BLOCK VOTE

The following agenda items were consolidated and voted on in a block vote: Agenda Items 14, 15, and 16.

11-292 AGENDA ITEM 14 – DISTRICT HEALTH

Agenda Subject: "Recommendation to approve amendments [totaling an increase of \$178,143 in both revenue and expense] to the Fiscal Year 2011 Centers for Disease Control and Prevention Public Health Preparedness Federal Grant Program (2009 Extension), IO 10926; and if approved, direct Finance to make appropriate budget adjustments. (All Commission Districts.)"

There was no public comment on this item.

On motion by Commissioner Larkin, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 14 be approved and directed.

11-293 AGENDA ITEM 15 – PUBLIC WORKS

Agenda Subject: “Recommendation to award bid for the Asbestos Abatement and Access project related to the 75 Court Street Heating Ventilating and Air Conditioning Energy Upgrades to the lowest responsive and responsible bidder (staff recommends Advance Installations Inc.) [\$139,972 - funding source Capital Improvement Fund]; and if awarded, authorize Chairman to execute the contract documents. (Commission District 3.)”

There was no public comment on this item.

On motion by Commissioner Larkin, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 15 be awarded, authorized and executed.

11-294 AGENDA ITEM 16 - PURCHASING

Agenda Subject: “Recommendation to authorize Purchasing Office to advertise Request for Proposals for a new Neighborhood Justice Center agreement. Washoe County is required to maintain Neighborhood Justice Center services pursuant to NRS 244.1607. Costs for Neighborhood Justice Center services in Washoe County have been approximately \$140,000 per year for the past three years. Funding is provided solely through State-mandated Court filing fees and the County is not liable for any costs that exceed the Court filing fees available to fund the program. (All Commission Districts.)”

There was no public comment on this item.

On motion by Commissioner Larkin, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 16 be authorized.

10:25 a.m. The Board convened as the Board of County Commissioners, the Sierra Fire Protection District (SFPD) Board of Fire Commissioners and the Truckee Meadows Fire Protection District (TMFPD) Board of Fire Commissioners.

11-295 AGENDA ITEM 9 - FIRE SERVICES COORDINATOR

Agenda Subject: “Proclamation--Recognizing the dedication of volunteer firefighters throughout Washoe County and their commitment to the safety of their communities. (All Commission Districts.)”

Note: This was Agenda Item 3 on the Sierra Fire Protection District Agenda and Agenda Item 5 on the Truckee Meadows Fire Protection District Agenda.

Kurt Latipow, Fire Services Coordinator, requested all of the Chiefs of the volunteer firefighters present come to the dais.

Commissioner Humke read and presented the Proclamation to Chief Pete Cannizzaro, Volunteer Firefighters Association President. During the reading he asked the volunteers who were present to acknowledge their presence when their department's name was called: Cold Springs, Galena, Gerlach, Hidden Valley, Lemmon Valley, Palomino Valley, Peavine, Pleasant Valley, Red Rock, Silver Lake, Wadsworth, Washoe Valley, and Verdi.

Commissioner Weber said working with all of the volunteer fire departments' chiefs and firefighters was one of her best experiences during her nine years as a Commissioner.

In response to the call for public comment, Chief Cannizzaro thanked the Board for their tireless efforts in supporting the volunteer firefighters. He included the County Manager in those thanks.

On motion by Commissioner Weber, seconded by Commissioner Humke, which motion duly carried, it was ordered that Agenda Item 9 be adopted.

11-296 AGENDA ITEM 10 – FIRE SERVICES COORDINATOR

Agenda Subject: “Presentation of the draft Regional Standard of Cover (SOC) study, discussion and consideration of providing direction on emergency response coverage and policies, and provide comments on the draft SOC and consider directing staff to utilize the Regional SOC during the discussions related to regionalization options. (All Commission Districts.)”

Note: This was Agenda Item 4 on the Sierra Fire Protection District Agenda and Agenda Item 6 on the Truckee Meadows Fire Protection District Agenda, but discussion only took place during this item.

Kurt Latipow, Fire Services Coordinator, introduced Joe Parrott, Emergency Services Consulting International, who was the lead consultant in developing the draft *Regional Standards of Cover (SOC)* document.

Mr. Parrott said the additional analysis the Board requested was incorporated into the draft *Regional Standards of Cover* document dated April 11, 2011, as was some flexibility in establishing the performance standards and some room for growth. He stated the document incorporated the SOC for the City of Reno, the Sierra Fire Protection District (SFPD), and the Truckee Meadows Fire Protection District (TMFPD). He said the document attempted to demonstrate current capabilities at several different performance levels, and to provide alternatives that would offer opportunities to incrementally improve service. He stated the study did not encompass the City of Sparks or the North Lake Tahoe Fire Protection District.

Mr. Parrott discussed the adopted definitions of the response performance zones, which were suburban, rural, and frontier. He advised those geographic areas within the County would be used to establish performance objectives, do the modeling, and then to develop the station and resource deployment plans.

11:34 a.m. Commissioner Larkin left the meeting during the performance zones discussion.

Mr. Parrott noted Arrowcreek was the only non-designated suburban development included in the suburban zone. He reviewed the response performance zone maps and the response-time parameters used to design the plan. He also reviewed the maps showing a sample of 5-minute, 10-minute, and 20-minute response times. He noted an engine could only travel approximately two blocks in five minutes, and a 5-minute response time was from the receipt of the call to the arrival at the scene. He stated to deliver a 5-minute response time would require many fire stations, which would be well beyond any fiscal reality.

Mr. Parrott indicated coverage was not as complete as it should be based on existing performance objectives within the County's plan. He discussed the times indicated on the full Effective Response Force map.

Mr. Parrott reviewed the First-Due Service Tier One, which was defined as the currently existing performance in the County's plan. He believed the City of Reno's staffing reductions and the station brownouts would somewhat degrade Reno's performance over time.

Mr. Parrot said when trying to define how resources could be moved or added to, he was guided by trying to improve the First-Due performance within each of the performance zones, to improve full-effective response force coverage, and to distribute resources so there was a greater level of equity across the community. He stated there was a significant amount of public comment about trying to serve more of the community in the best possible way.

Mr. Parrott said his first recommendation was to build the Arrowcreek Fire Station where proposed, and the second would be to relocate Station 14 further south to eliminate much of the overlap caused by building the Arrowcreek Station. He stated that relocation was conditioned on a new south Reno station being constructed and staffed. He stated the northern Reno area had a lack of First Due Coverage and a big problem with full-effective response force coverage, which led to the recommendation for a new station in the Solar Knolls area. He said a new station in that area was also recommended in the City of Reno's plan, which was based on Reno's continued boundary expansion. He said a second new station was recommended for the Lemmon Valley area. He stated to achieve more equitable service, there would be a new station proposed in the Warm Springs area where no service was currently provided with any reasonable response times.

Mr. Parrott said there had been discussions about relocating personnel from Station 38 to Station 39, Joy Lake Road, which he would not recommend because the network of roads around Station 39 limited the area that would fall under the 10-minute response time. He stated relocating Station 38 south to the vicinity of the Joy Lake Road and the Mt. Rose intersection would provide a stronger response capability. He said it would also improve Station 38's response at its current location.

Mr. Parrott said the recommended deployment scheme would place 87 percent of the responses within the 10-minute response time, rural coverage would improve significantly, and full-effective response force coverage would improve dramatically. He advised the costs for moving two stations and building five new stations would be \$28,620,000 in one-time costs and \$8,800,000 in annual operating costs. He recognized that was not feasible currently, but the plan was a long-range one and it would evolve over time.

11:48 a.m. Commissioner Larkin returned to the meeting.

Mr. Parrott said the First Due Service Tier Two did not add any additional response resources or fire stations, but recommended performance improvements beyond travel time. He noted the recommendations would involve dispatch center costs for reducing call processing times. He noted the recommendations would also reduce career-response turnout times by one minute. He stated the recommendations for Tier One and Tier Two would provide this region with a robust and effective system.

Mr. Parrott said his recommendations for the Gerlach and Red Rock areas were to install fire sprinklers in homes, instead of adding new stations or staff. He said the fire sprinklers had a proven track record, and the cost to retrofit the homes would be less than the cost of building one fire station.

Mr. Parrott stated he did not include the resources of the volunteer stations in the report, except for the Red Rock and Gerlach areas, primarily due do to reliability issues. He said that was part of the nature of the volunteer system, but there were opportunities to improve the system by improving the volunteer fire departments' performance reporting, participation standards, and active recruiting. He said there were opportunities in restructuring the volunteer organization to make it part of the system, instead of being outside of the system under a separate contract. A copy of Mr. Parrott's PowerPoint presentation was placed on file with the Clerk.

In response to the call for public comment, Ken Krater, said he supported adopting the Regional SOC and constructing the Arrowcreek Fire Station.

Tom Daly said response times beyond eight minutes were inadequate. He said improving turnout time was a low cost way to improve response times, which now stood at 2.5 minutes instead of the national average of 60 seconds. He said the Fire Chiefs should be charged with achieving that goal as part of their performance appraisals. He

stated accurately documenting the turnout times would only require an investment in a video camera and a digital-video recorder in each station. He stated if Chief Greene would accept the challenge, he would donate the test equipment to prove that point.

Cliff Low stated he did not see Station 30 mentioned in the report or how the report addressed the West Washoe Valley, but he suspected it was designated as rural. He said the implications of a Tier One response time was 20 minutes for rural. He asked if the station in the West Washoe Valley would remain and would an appropriate level of service be provided.

Donna Peterson stated she was concerned about the reality of the proposal. She said she would support solutions that would provide everyone with the best SOC, but the proposal seemed like it would be very long term. She stated there was a station on Joy Lake Road and a lot of analysis had been done on how that would help provide coverage to the majority of people in Galena, St. James, and the lower part of Washoe Valley; but she was not sure how this proposal addressed all of that. She said the plan had to be realistic on what could be done now to provide the best coverage.

Robert Parker said regarding Station 39, the left turn needed to be widened for a fire truck to be able to turn when going south, and the seven speed bumps on Joy Lake Road needed to be removed when going north. He said there was a path where a small road could be put, which would provide access to Callahan Ranch and would greatly improve response times in that area. He stated making those infrastructure changes would be the right answer in the short term, and he had no argument with the long-term plan.

Chris Graves felt the report was outstanding. He believed one deficiency was the report did not identify the available fire flows for water delivery within the County. He stated there were multiple areas where tenders had to be used because the water system was insufficient. He said he would like to see that information incorporated into the Regional SOC, because it would have a dramatic effect on where stations were positioned and how they were staffed.

Steve Perez stated the Arrowcreek Fire Station would encompass approximately 4,500 people, and it was important those people be included in any discussions.

Shyrl Bailey reminded the Board 30,000 cars traveled through the Washoe Valley, and would a sign be posted warning everyone they drove through the Valley at their own risk.

Chairman Breternitz closed public comment.

Commissioner Humke noted a citizen asked about the Bowers Station not being referenced in the report and talked about the West Washoe Valley, and he asked how those two areas were classified. Mr. Latipow said the Washoe Valley stations were

shown on the map and were calculated in the response times. He stated no Washoe Valley station was shown to be closed, and the Bowers Station and Station 16 would remain where they were. He said the rural classification for portions of the Washoe Valley remained unchanged and the Washoe Valley was covered by two stations.

Commissioner Humke said some agencies were moving to a three firefighters per apparatus staffing pattern, and why would some stay at four. Mr. Latipow said the consultant was asked to analyze the way business was being done and then to do the SOC. He stated the labor agreements for the SFPD and the TMFPD called for four-person staffing, which was what the assumed costs were for. He stated the calculations would change if the staffing level changed.

Commissioner Weber asked about the pre-alerting procedures. Mr. Parrott explained a 9-1-1 call came into the dispatch center and, after the nature of the call was determined, it was transferred to a dispatcher who would send a call to the most likely responding station. He said while the station started its response, the call taker would obtain the rest of the information from the caller, and would relay the information to the responding unit while in route. He noted that was a way to speed up the entire process.

Commissioner Larkin asked what would happen next. Mr. Latipow stated during the initial meetings, they took a look at the options for regionalization and the full boundary drops. He said the number one priority that came out of the regionalization meeting was to go back to the boundary drop meeting and start improving communications. He said he foresaw utilizing the SOC to come up with options for the elected officials to consider in making the region's fire services truly one system.

Commissioner Humke asked where Reno was in terms of accepting the SOC. Mike Hernandez, Reno Fire Department Chief, said the report was accepted as submitted by the Reno City Council two weeks ago. He stated there was discussion on unifying measuring the response times. He said what was presented to the Council mirrored what was presented to the County, but two different names were being used to identify dispatch and arrival. He stated he anticipated there would be a briefing at the next City Council meeting regarding the Fire Department's overtime issues. He said the SOC contained language that called for a joint County/City meeting, which he anticipated would include discussion and direction regarding regionalization.

Commissioner Larkin felt the next step was the joint meeting slated for the end of this month. Katy Simon, County Manager, stated the draft SOC report would be presented at the joint meeting planned for early May. Commissioner Larkin thanked Mr. Parrott for his hard work on the report, which he felt fulfilled the requirements set out for it.

Chairman Breternitz indicated the units of measure and the terms should be consistent. He asked who would pay to retrofit the Red Rock and the Gerlach communities with sprinklers. Mr. Parrott said the homeowners could be encouraged to add the sprinklers by the County offering low or no interest loans. He said it could also be

a policy choice by the County to pay for the sprinklers in lieu of incurring the one time and ongoing costs of additional fire stations.

Chairman Breternitz asked if the recommendations for deployment were given the Board's priority ranking. Mr. Parrott said they were presented by priority, with the Arrowcreek Station being the first issue that should be addressed. He said the other recommendations would follow as opportunities for additional improvement. He stated the response activities in north Reno were currently very low, and it might mean waiting for future development to occur before constructing the additional stations. He strongly recommended the report not be a static document, but should be refreshed every three to four years based on development, new roads or whatever else had changed.

Chairman Breternitz asked how the availability of water impacted the report. Mr. Parrott said the availability of water had to do with what equipment was located at each fire station, which was already well documented, so he chose not to repeat that information.

Chairman Breternitz requested a summary of yesterday's JFAB meeting. Commissioner Jung advised the City of Reno accepted the SOC report. She said the County's Community Development Department and the Regional Planning Governing Board (RPGB) would start to incorporate the SOC as development plans were updated. She said no distinction had been made between medical and fire incidents and Mr. Parrott was asked to reprioritize as necessary if that information would change priorities. She stated a request was made to have the costs for mobile-data computing and automated mapping looked at. She said it was agreed regionalization would not be looked at if the Legislature passed the bill before it, which the RPGB did not support because it provided less flexibility. She stated the joint meeting had to happen quickly, because it had to be decided by June 30, 2011 whether or not to renew the Interlocal Agreement.

Commissioner Larkin stated it was anticipated the May JFAB meeting would arrive at the recommendations to be presented at the subsequent meeting of the Board of County Commissioners (BCC) and the Fire Boards. He said that would give the BCC 30 days to mull over what its recommendation would be.

Commissioner Weber said she had some ideas for the short-term, and she asked if short-term possibilities were being looked at. She asked if she and Commissioner Humke could sit down with Mr. Latipow and the Chiefs prior to the joint meeting to discuss some of these issues. She felt the public had good ideas, but she was not sure all of them were being received.

Chairman Breternitz noted this was a draft report. Mr. Latipow advised the draft was close to being final unless additional work was directed. He said if the additional plotting of incidents was the direction of the Board, staff would take that request back to the consultant so it could be ready by the May joint meeting.

Mr. Latipow stated he had some updates. He said staff had been looking for programs to enhance volunteer notifications, and a program had been identified. He said there would be a conference call today with the President of the Volunteer Association, Information Technology staff and dispatch staff to take a look at the program. He advised the program looked so promising that a tentative placeholder was put into TMFPD's budget. Secondly, he acknowledged there was a recruitment/retention concern, so staff put in a request for a four-year recruitment/retention grant. He stated he had not received a response yet, but he hoped he would be coming before the Board for its acceptance. He said it was a fully funded position. Finally, he said last year's budget for the TMFPD had approved capital expenditures for mobile units, and today's agenda contained a companion piece to that action. He said in response to Commissioner Weber's comments, things were moving ahead and people were being listened to.

Commissioner Weber asked if it would be possible to have the meeting she requested. Mr. Latipow said it would be tough given the time constraints between now and the joint meeting. He noted the meeting would have to be coordinated with Chief Hernandez. Commissioner Weber said she would like the meeting to include all of the stations. Chairman Breternitz suggested members of the public email any suggestions to the Commissioners.

On motion by Commissioner Larkin, seconded by Commissioner Humke, which motion duly carried, it was ordered that the draft *Regional Standards of Coverage (SOC)* document be accepted, staff be directed to use the draft SOC for regionalization discussions, and the joint meeting with the Reno City Council be authorized.

12:40 p.m. The Board adjourned as the Sierra Fire Protection District (SFPD), the Truckee Meadows Fire Protection District (TMFPD), and recessed as the Board of County Commissioners (BCC).

1:44 p.m. The Board reconvened with all members present

1:45 p.m. The Board convened as the Sierra Fire Protection District (SFPD) Board of Fire Commissioners and the Board of County Commissioners (BCC).

2:56 p.m. The Board recessed as the SFPD Board of Fire Commissioners and convened as the Truckee Meadows Fire Protection District (TMFPD) Board of Fire Commissioners.

3:06 p.m. The Board adjourned as the TMFPD Board of Fire Commissioners and reconvened as the Board of County Commissioners.

11-297 AGENDA ITEM 24 – CLOSED SESSION

Agenda Subject: "Possible Closed Session for the purpose of discussing negotiations with Employee Organizations per NRS 288.220."

3:06 p.m. On motion by Commissioner Larkin, seconded by Commissioner Humke, which motion duly carried, it was ordered that the meeting recess to a closed session for the purpose of discussing negotiations with Employee Organizations per NRS 288.220.

4:02 p.m. The Board reconvened with all members present.

11-298 AGENDA ITEM 13 – WATER RESOURCES

Agenda Subject: “Recommendation to authorize Washoe County Department of Water Resources to proceed with issuing a request for proposals for the purchase of Truckee River water rights for use in the Golden Valley Aquifer Recharge Program with an anticipated purchase amount of approximately \$190,000 (FY11-12). (Commission Districts 3 and 5)”

John Buzzone, Senior Licensed Engineer, said the Department of Water Resources (DWR) operated the Golden Valley water injection program to assist the area’s homeowners who were all on domestic wells. He stated many of the wells had gone dry over the years. He stated the recharge program was supported by user rates of \$22.66 per month charged to approximately 613 parcels. He explained water rights were leased from the South Truckee Meadows General Improvement District (STMGID) to support the program. He said DWR worked with the Golden Valley Property Owners Association to come up with a plan to purchase water rights in lieu of the lease. He stated both entities agreed for the sustainability of the program, owning the water rights would be preferable to the lease arrangement. He said the program developed would allow the use of excess funds to purchase water rights annually. He stated there was approximately \$300,000 in the fund and the proposal was to spend down to \$150,000, which would be maintained as a reserve fund. He said he would be back before the Board every year until all of the water rights were purchased.

Commissioner Larkin asked if it had been verified the water rights existed. Mr. Buzzone replied the water rights had not yet been identified for purchase. He stated this request was to issue the request for proposal (RFP). He said the title on the water rights would be verified before completing the purchase, and an agreement for purchase would then come before the Board.

Chairman Breternitz asked if it would be possible to do a lease/purchase program, so the price could be fixed and paid off over ten years. Mr. Buzzone said he attempted to do that with the Truckee Meadows Water Authority (TMWA) but they were limited with their pricing structure for the Rule 7 water. Chairman Breternitz asked if anyone else besides TMWA had that quantity of water. Mr. Buzzone said he had not looked for individuals or a broker to see if someone would entertain such an arrangement. Chairman Breternitz asked if it would be better to enter into an arrangement for a long-term deal to buy x amount of water rights per year for 10 to 11 years. Mr. Buzzone stated that option could be pursued if someone came forward. Chairman Breternitz said he did not know the legal ramifications, but it seemed asking the question could not hurt.

Commissioner Jung said she and Commissioner Weber had been working with staff for at least a year on this item. She thanked Mr. Buzzone for his stellar job, because he went above and beyond. She also thanked Rosemary Menard, Department of Water Resources Director.

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Weber, which motion duly carried, it was ordered that Agenda Item 13 be authorized.

11-299 AGENDA ITEM 17 – HUMAN RESOURCES

Agenda Subject: “Recommendation to approve the Health Benefits Program for employees, dependents and retirees for FY 2011/2012, including changes to insurance plan deductibles and co-pays for both the self-funded group health insurance plan (PPO) and the health maintenance organization (HMO) for an approximate annual cost of \$45.5 million, and if approved, authorize the Director of Human Resources to execute all insurance contracts and service agreements pertinent to the Health Benefits Program. (All Commission Districts.)”

Katy Simon, County Manager, acknowledged the efforts of the County’ employee representatives; Sue Sabourin, Sr. Human Resources Analyst; and John Berkich, Assistant County Manager, who met as the Insurance Negotiating Committee and brought in a cost that was essentially flat due to only a \$100,000 increase for a \$45 million insurance program. Commissioner Larkin said kudos to the Manager and her staff, as well as to the negotiating team.

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Larkin, which motion duly carried, it was ordered that Agenda Item 17 be approved, authorized and executed.

11-300 AGENDA ITEM 18 – HUMAN RESOURCES

Agenda Subject: “Update and direction to staff on Fiscal Year 2011/12 budget process reclassifications, including a recommendation to postpone final Board approval until completion of the Fundamental Review Project. (All Commission Districts.)”

Katy Simon, County Manager, said the Board had directed the Organizational Effectiveness Committee (OEC) to help departments undertake a fundamental review of all of the services provided. She stated it was believed it would be premature for the Board to take final action on any reclassifications during the

restructuring process, and the request was for the Board to wait until the project was completed.

There was no public comment on this item.

On motion by Commissioner Larkin, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 18 be postponed until the completion of the Fundamental Review Project.

11-301 AGENDA ITEM 19 – DISTRICT ATTORNEY

Agenda Subject: “Recommendation concerning action on a settlement agreement between Washoe County, the Spanish Springs Valley Ranches Property Owners’ Association and 16 property owners in Supreme Court Case No. 57585 for the dismissal of a legal challenge to the provisional order in proposed Special Assessment District 32 for the paving of roads in the Spanish Springs Valley. (All Commission Districts.)”

Paul Lipparelli, Assistant District Attorney, said this matter had been to District Court and the Supreme Court twice. He stated the Supreme Court had a mandatory settlement program for cases that were appealed. He said Commissioner Larkin participated in the settlement conference along with the Public Works Director; Walt West, Sr. Engineer; and the Spanish Springs Valley Ranches Property Owners Association (POA). He said the POA had been the force behind the proposed road project for many years, and they participated to try and move the case forward.

Mr. Lipparelli stated approximately 12 miles of roads in the Spanish Springs Valley area were presently owned and maintained by the POA. He said the proposed Special Assessment District (SAD) would impose an assessment on the property owners within the SAD to generate the money to pave the 12 miles of roads. He stated when the Board approved the SAD in 2009, another legal challenge was made. He said the plaintiffs would dismiss the appeal if the Board approved this settlement, which would eliminate the legal obstacles to forming the SAD. He stated the agreement would also have the plaintiffs and the County waive all future claims involving SAD 32 and would create a settlement fund. He stated the POA proposed putting \$200,000 into the fund, which would be distributed to the plaintiffs to offset the many years of litigation costs and would address the plaintiff’s feelings about the equity of the proposal. He advised Washoe County would submit for reimbursement the cost of staff designing the SAD. He stated \$110,000 of those costs would be contributed to the settlement fund. He said Bond Counsel assured him none of the State’s public financing laws would be violated if true costs were submitted.

In response to the call for public comment, Mark Wray, stated he was counsel for the POA. He said the POA maintained the dirt roads since 1978. He felt the \$12 million road project would be a win-win situation and there would be no cost to the taxpayers beyond the County’s contribution to the settlement. He thanked everyone who

participated in reaching the settlement agreement, and noted the POA Board voted unanimously to approve it.

Will Brown stated he supported paving the roads because replacing the gravel every year was wasteful. He said he was glad this issue was finally reaching a conclusion.

Commissioner Larkin thanked everyone who participated in the negotiations.

On motion by Commissioner Larkin, seconded by Commissioner Humke, which motion duly carried, it was ordered that the terms of the settlement agreement between Washoe County, the Spanish Springs Valley Ranches Property Owners Association, and 16 property owners be accepted and the Chairman be authorized to execute the settlement agreement.

11-302 AGENDA ITEM 20 - MANAGER

Agenda Subject: “Update on status of Shared Services efforts and possible direction to staff. (All Commission Districts.)”

Dave Childs, Assistant County Manager, stated the next meeting of the Shared Services Elected Officials would be at 10:30 a.m. on April 25, 2011. He said there would be a report from the Sheriff regarding dispatch options. He said there would also be a report from the Technical Advisory Committee on WC-2 and the tax implications of a possible merger, labor contract issues, and bond indebtedness. He stated there would be another report on the next steps for Human Resources, Information Technology, and Purchasing as a result of the matrix study. He said there also would be a final report from the Building Inspection and Permitting subcommittee. He stated the subcommittee would look next at business licenses with the City of Sparks participating as a full partner. He said there were also several bills in the Legislature that would require a single issuance point for business licenses, which would have to be worked into the discussions.

There was no public comment on this item.

11-303 AGENDA ITEM 21 - FINANCE

Agenda Subject: “Possible status report and directions to staff on Fiscal Year 2011/12 budget development. (All Commission Districts.)”

John Berkich, Assistant County Manager, stated the Fundamental Review Process was launched in January 2011 and the Organizational Effectiveness Committee (OEC) was heading up that effort. He said the OEC decided to find a nationally qualified consultant to review what services the County would provide going forward and how they would be provided. He said three proposals were received, and Management Partners was selected by the OEC. He said they would launch the process on April 20,

2011 with the OEC and work would start with the departments later this month. He noted they would bring a draft plan to the Board by July 1, 2011.

Chairman Breternitz asked how the consultant fees were being covered. Mr. Berkich said the fees were being covered by private funds and by using the contingency fund to make up any difference. Katy Simon, County Manager, said the District Attorney's Office advised it was permissible for the County to solicit private donations. She stated it was made clear in the request for funding no private entities who could be bidders on outsourced functions would be allowed to make donations. She said one check was received and there were several other commitments. She stated the Board would have to approve the use of contingency funds to pay any remaining balance. Mr. Berkich said \$78,000 was the total cost associated with this project.

John Sherman, Finance Director, said with the Board's acceptance of the health benefits plan for next year, it would take \$2.1 million off the County's labor costs and would require adjusting the department's targets to reflect that reduction.

4:29 p.m. The Board convened as the Board of County Commissioners and the Sierra Fire Protection District (SFPD) Board of Fire Commissioners.

5:02 p.m. The Board adjourned as the Sierra Fire Protection District (SFPD) Board of Fire Commissioners and convened as the Board of County Commissioners (BCC).

11-304 AGENDA ITEM 22 – GOVERNMENT AFFAIRS

Agenda Subject: “Discussion and possible direction to staff regarding legislation or legislative issues proposed by legislators, by Washoe County or by other entities permitted by the Nevada State Legislature to submit bill draft requests, or such legislative issues as may be deemed by the Chair or the Board to be of critical significance to Washoe County. (All Commission Districts.)”

Katy Simon, County Manager, said staff wanted the Board's position to be on the record for several Legislative items.

Ms. Simon said staff was requesting the Board support SB 343, and she read its description. She stated it allowed for a conclusion to negotiations pending the ending of a fiscal year, but right now there was no incentive for there to be closure. She said this legislation would permit that.

On motion by Commissioner Humke, seconded by Commissioner Larkin, which motion duly carried, it was ordered the record show the Board of County Commissioners supported SB 343.

Ms. Simon said SB 342 excluded management and other employees from being part of bargaining associations and included references to dues paid to employee

associations. She stated staff recommended the Board support the intent of SB 342, which was to exclude management employees from bargaining associations, and to give staff direction to work out definition of supervisory employees to see whether or not they would be included.

On motion by Commissioner Humke, seconded by Commissioner Larkin, which motion duly carried, it was ordered the record show the Board of County Commissioners supported SB 342 consistent with the Manager's statement and the detail provided.

Ms. Simon said AB 405 eliminated the inclusion of police/fire call back pay as PERS compensable for employees hired after January 1, 2012, limited annual increases in reportable compensation to 10 percent unless associated with a promotion and the related assignment must be excluded, prohibited pension changes for 10 years, and required 85 percent actuarial confidence for new benefits. She stated staff recommended the Board support the part of the bill that eliminated the inclusion of police/fire call back pay as PERS compensable for employees hired after January 1, 2012 and the Board be neutral on the section that referred to prohibiting pension changes for 10 years. She said staff had not had an opportunity to look at what that section would do and did not understand what the fiscal impacts would be.

On motion by Commissioner Humke, seconded by Commissioner Larkin, which motion duly carried, it was ordered the record show the Board of County Commissioners supported the part of AB 405 that eliminated the inclusion of police/fire call back pay as PERS compensable for employees hired after January 1, 2012 and the Board remain neutral on the section that referred to prohibiting pension changes for 10 years.

Ms. Simon said she just received word from staff that SB 98 was encountering lots of amendments, but staff recommended the Board take a position to oppose SB 98 as written. She stated SB 98 required non-mediation prior to arbitration. She said the arbitrator was not bound to accept one of the final offers of the parties and could make his/her own decision. She advised staff would bring back any amendments.

On motion by Commissioner Humke, seconded by Commissioner Larkin, which motion duly carried, it was ordered the record show the Board of County Commissioners opposed SB 98 as written and requested the amendments be watched carefully.

There was no public comment on this item.

11-305 AGENDA ITEM 23 – REPORTS AND UPDATES

Agenda Subject: “Reports/updates from County Commission members concerning various boards/commissions they may be a member of or liaison to (these may include, but not be limited to, Regional Transportation Commission, Reno-Sparks

Convention & Visitors Authority, Debt Management Commission, District Board of Health, Truckee Meadows Water Authority, Organizational Effectiveness Committee, Investment Management Committee, Citizen Advisory Boards).”

Commissioner Larkin stated he would be attending the Regional Planning Governing Board (RPGB) meeting on Thursday. He said in January the City of Sparks first proposed the rollback on spheres of influence and it was requested staff bring back the proposed language. He stated that would be presented on Thursday, but he understood the three staffs were in agreement on the language. He said he would be attending the Regional Transportation Commission (RTC) meeting on Friday. He advised he could not attend the budget hearings on April 18, 2011, but he would view the hearings on the Internet. He said he would attend the Truckee Meadows Water Authority (TMWA) meeting on Wednesday. He stated there would be a budget meeting for employees at noon on April 22nd and at 1:00 p.m. there would be discussion regarding the merger of TMWA and the Department of Water Resources.

Commissioner Weber stated her monthly “Coffee and Conversation with Your Commissioner” would be held at 10:00 a.m. at the Sierra Sage Golf Course. She noted she would be attending the RPGB meeting on Thursday.

Commissioner Jung said the District Board of Health’s Personnel Subcommittee had whittled down the Health Officer candidates to five. She advised the District Board of Health decided not to increase fees for services at this time due to how badly restaurants and casinos were doing. She advised staff did a true cost study of what it would cost to perform the services. She noted on Friday the Regional Jobs Team would be meeting at 10:00 a.m. at the new Reno-Sparks Chamber of Commerce building. She stated the meeting would be dedicated to venture capitalism and the funding of start ups.

Commissioner Humke said he would be attending the Reno-Sparks Convention and Visitors Authority (RSCVA) Finance Committee meeting tomorrow and then the full RSCVA Board would meet in about 10 days. He discussed the RSCVA’s bonded indebtedness for the convention center and the possible restructuring of the debt.

Chairman Breternitz stated prior to the RBGB meeting, there would be a meeting of the Governance Subcommittee.

COMMUNICATIONS

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

- 11-306** Executed copy of a Local Emergency Planning Committee (LRPC) Grant Program Contract between Washoe County and the Sparks Fire Department. (July 27, 2010 BCC meeting Agenda Item 8L(1).

- 11-307** Regulations of the Washoe County District Board of Health Governing, Solid Waste Management. (Amended and approved on February 24, 2011.)
- 11-308** Fully Executed Resolution requesting the Assistance of the Attorney General in the possible prosecution of a male over 18 for possible unlawful sexual contact with persons under the age of 18 and other matters. (April 13, 2010, BCC Agenda Item 8I.)
- 11-309** Fully Executed Contract No. 3443 Project No. SPI-080-1(066), on I-80 from 1.41 Miles East of the Painted Rock Interchange to 0.42 Miles East of the Fernley Grade Separation, Washoe, Storey and Lyon Counties, Q&D Construction Inc., Contractor.
- 11-310** Fully Executed Contract No. 3440, Project No. MS-0028(005), on SR 28 from the Junction with SR 431 to the California/Nevada State Line, Washoe County, Q&D Construction, Inc., Contractor.

REPORTS-QUARTERLY

- 11-311** Washoe County School District Quarterly Report for the Second Quarter of FY 2010-11 ending June 30, 2011.

* * * * *

5:16 p.m. There being no further business to discuss, on motion by Commissioner Humke seconded by Commissioner Weber, the meeting was adjourned.

JOHN BRETERNITZ, Chairman
Washoe County Commission

ATTEST:

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

*Minutes Prepared by:
Jan Frazzetta, Deputy County Clerk*

INTERLOCAL AGREEMENT

THIS AGREEMENT dated this 5th day of April, 2011, by and between the County of Storey, a political subdivision of the State of Nevada, hereinafter "Storey," and Washoe County, a political subdivision of the State of Nevada, through its Department of Senior Services, hereinafter "Washoe":

WITNESSETH

WHEREAS, Storey desires to furnish meals to its senior citizens, age 60 years and older, in the River District area which is close to Sparks and Reno, and

WHEREAS, Washoe has the closest kitchen to furnish said meals and is willing to do so with conditions.

WHEREAS, NRS 227.180 authorized public agencies to contract with one another to perform any governmental service, activity, or undertaking which any of the public agencies entering into the contract is authorized by law to perform; and

WHEREAS, Storey and Washoe are public agencies within the meaning of the NRS 277.180;

NOW THEREFORE, in consideration of the aforesaid premises, and the good and valuable consideration, Storey and Washoe mutually agree as follows:

- A. Storey agrees to purchase an average of twenty (20) or more meals per day over a five-day week, Monday through Friday, from Washoe.
- B. Storey agrees to pay the current rate Washoe has negotiated in their Food Management Services agreement. The rate effective July 1, 2010 is three dollars and sixty nine cents (\$3.69) per meal. Washoe will notify Storey in writing if there is a future rate change and will providing a minimum of thirty (30) calendar days notice before the new rate will take effect.
- C. Storey guarantees funding will come from Storey County.
- D. Washoe agrees to furnish meals for said price.
- E. Washoe agrees to deliver the meals to the **Storey County Senior Center** 800 Peri Ranch Road, Sparks, Nevada, 89434, and to qualified housebound persons over sixty (60) years of age who live in the River District area.
- F. This agreement shall not become effective until and unless ratified and approved by both Washoe and Storey.
- G. The term period of the contract is from May 1, 2011 through April 30, 2013.

822-11

7E

- H. All written notices of termination or potential termination of this agreement shall be delivered to the following persons via U.S. mail at the addresses shown and shall be deemed received three days after they are sent.

Storey County

**Deny Dotson, Director
Storey County Community Services
P.O. Box 176
Virginia City, NV 89440**

Washoe County

**Grady Tarbutton, Director
Washoe County Senior Services
1155 E. 9th St.
Reno, NV 89512**

- J. Neither party shall assign, transfer, nor delegate any of their rights, obligations, or duties under this Agreement without the prior written consent of the other party.
- K. In the event that the governing body appropriating funds for Storey or Washoe fails to obligate the funds necessary to make payments or provide services beyond Storey or Washoe's then current fiscal period, this Agreement shall be terminated without penalty, charge, or sanction.
- L. Either party may terminate this Agreement by giving the other party written notice of intent to terminate. Th notice must specify a day upon which the termination will be effective, which date may not be less than thirty (30) calendar days from the date of the mailing notice.
- M. To the extent allowed by law, Storey agrees to indemnify, save, and hold harmless Washoe from any and all claims, causes of action or liability arising from any negligent act, failure to act, error or omission in the performance of this Agreement by Storey or its agents or employees. Similarly, to the extent allowed by law, Washoe agrees to indemnify, save, and hold harmless Storey from any and all claims, causes of action or liability arising from any negligent act, failure to act, error or omission in the performance of this Agreement by Washoe or its agents or employees.
- N. The laws of the State of Nevada shall be applied in interpreting and construing this Agreement. Any action arising out of or relating to this Agreement shall be commenced in Washoe County.
- O. The illegality or invalidity of any provision or portion of this Agreement shall not affect the validity of the remainder of the Agreement.
- P. This Agreement constitutes the full and final agreement between the parties and supersedes any previous agreement. This Agreement shall not be modified unless in writing and signed by both parties.

11-2-18

Q. It is not intended, and this Agreement shall not be construed, to provide any entity or person not a party to this Agreement with any benefits or to obligate the parties to this Agreement to any entity or persons not a party to this Agreement.

April, 5th, 2011

Date


Chairman
Storey County Commission

ATTEST:

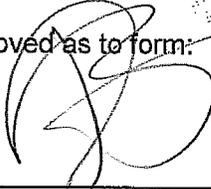
April 5th, 2011

Date


Storey County Clerk

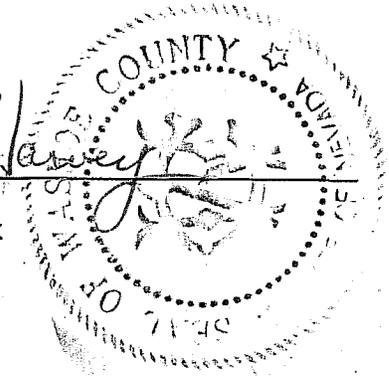
Approved as to form:

4/12/11
Date


Chairman
Washoe County Commission

ATTEST:


Amy Harvey
Washoe County Clerk



11-278

7E

RESOLUTION

WHEREAS, Pursuant to §244.1505 of the Nevada Revised Statutes, a Board of County Commissioners or its authorized representative may donate commodities, supplies, materials and equipment that the board determines to have reached the end of their useful lives to nonprofit organizations created for religious, charitable or educational purposes or to another governmental entity, to be used for any purpose which will provide a substantial benefit to the inhabitants of the county; and

WHEREAS, Through Washoe County's infrastructure preservation efforts, the County generates surplus servers, storage, and other network equipment and materials which have reached the end of their useful lives; and

WHEREAS, the cost to store and sell these items far exceeds the return from the sale; and

WHEREAS, the Nevada governmental entities and School systems listed in §NRS 244.1505 can benefit from the receipt of this surplus equipment as can the citizens of Washoe County; and

WHEREAS, the City of Reno requests donations of decommissioned County servers, storage and network equipment; now, therefore, be it

RESOLVED by the Washoe County Board of Commissioners the following:

1. That a program is hereby established to donate surplus servers, storage, and other network equipment and materials in accordance with the provisions of §244.1505 of the Nevada Revised Statutes to the Nevada governmental entities and School systems listed in §NRS 244.1505.
2. That the authorized representative, as defined by §244.1505(4) (a), shall have the authority to donate the surplus servers, storage, and other network equipment and materials provided the following criteria are met:
 - a. That the surplus servers, storage, and other network equipment and materials have reached the end of their useful lives pursuant to the County's Infrastructure Preservation plan; and
 - b. All software is deleted from the servers, storage arrays, network switches and network peripherals prior to donation; and
 - c. That the authorized representative offer the surplus servers, storage arrays, and network peripherals to Nevada governmental entities and School systems meeting the criteria listed in §244.1505 of the Nevada Revised Statutes; and
 - d. That the authorized representative submit a written report to the Board detailing how many servers, storage, and other network equipment and materials have been donated to Nevada governmental entities and School systems and for what purpose.

187-11

77(2)

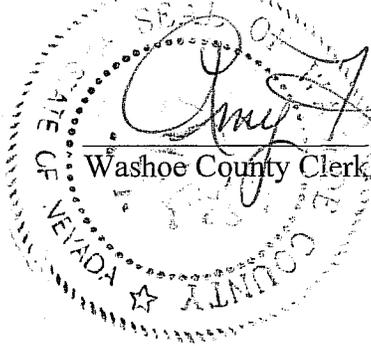
3. That nothing in this resolution shall prohibit the authorized representative from determining that the servers, storage, and other network equipment and materials should be auctioned pursuant to the pertinent provisions of the Nevada Revised Statutes.

ADOPTED this 12th day of April, 2011.



John Breternitz, Chairman
Washoe County Commission

ATTEST:



Amy Harvey
Washoe County Clerk

11-28-11

77(2)

Summary - a Resolution calling a hearing on the amendment of the boundaries of District No. 24 (Groundwater Remediation).

RESOLUTION NO.

(of Washoe County, Nevada)

A RESOLUTION CALLING A HEARING ON THE AMENDMENT OF THE BOUNDARIES OF DISTRICT NO. 24 (GROUNDWATER REMEDIATION/CENTRAL TRUCKEE MEADOWS REMEDIATION DISTRICT) IN WASHOE COUNTY, NEVADA; PROVIDING FOR A NOTICE OF HEARING, AND PROVIDING OTHER MATTERS PROPERLY RELATED THERETO.

1. **WHEREAS**, the Board of County Commissioners (the “Board”) of the County of Washoe (the “County”) in the State of Nevada has created a district for the remediation of the quality of water (the “District” or “District No. 24”) pursuant to NRS §540A.250 through §540A.285; and

2. **WHEREAS**, subsection 3 of NRS §540A.250 provides that:

“The District created pursuant to this section must include, without limitation:

a. the area where the condition which requires remediation is determined by the Board to be present, or for which remediation is determined by the Board to be necessary, including any area to which the condition is expected to migrate unless remediation is carried out; and

b. if the Board determines that the condition which requires remediation affects the quantity or quality of drinking water within the region, the wholesale and retail service area of any provider of water that has used or uses for any portion of its supply wells located in the area described in paragraph (a)”;

3. **WHEREAS**, pursuant to NRS § 540A.250, the Board has had prepared for it a plan for remediation designated the “Central Truckee Meadows Remediation District Final Work Plan February 22, 1996” as updated by the “Central Truckee Meadows Remediation District Remediation Management Plan” dated October 28, 2002 (as updated, the “Plan for Remediation”); and

4. **WHEREAS**, the Plan for Remediation has been submitted to the Division of Environmental Protection of the State of Nevada (the “Division”) and approved by the Division pursuant to Subsection 1 of NRS §540A.260; and

5. **WHEREAS**, the Plan for Remediation indicates that, and based upon such plan the Board has determined that, the condition which requires remediation affects the quality of drinking water within the region; and

6. **WHEREAS**, the boundaries of the District therefore are to include the wholesale and retail water service area of the Truckee Meadows Water Authority (“TMWA”), which is a provider of water service that has used and uses for a portion of its water supply, wells located in the area in which the condition that requires remediation is present; and

7. **WHEREAS**, the boundaries of the District were originally filed in the office of the County Clerk on September 16, 1997, and as so filed, were made the boundaries of the District (the “Original Boundaries”) by Ordinance No. 1000, duly adopted by the Board on November 12, 1997; and

8. **WHEREAS**, Washoe County’s Department of Water Resources (“DWR”) is a provider of water service that uses for a portion of its water supply a well or wells located in the area where the condition of PCE exists in the groundwater and where remediation is required as hereby determined by the Board; and

9. **WHEREAS**, the Original Boundaries have been amended; and

10. **WHEREAS**, the Board has determined and hereby determines to propose to further amend the boundaries of the District with respect to the fee collected in 2010 to exclude from the District certain properties, included in the Original Boundaries of the District as amended through July 1, 2010 (the “2010 Boundaries”), which properties did not receive water service involving water provided on a wholesale or retail basis by TMWA during that year; and

11. **WHEREAS**, the Board has determined and hereby determines to propose to amend the Original Boundaries of the District with respect to the fee collected in 2011, to add to and include such Original Boundaries new properties added to the wholesale and retail water service area of TMWA since December 31, 1997 and to add to and include new properties added to the portion of the wholesale and retail water service area of DWR; and

12. **WHEREAS**, the Board has determined and hereby determines to propose to amend the Original Boundaries of the District with respect to the fee collected in 2011 to exclude from the District certain properties, which properties did not receive water service involving water provided on a wholesale or retail basis by TMWA during calendar year 2010; and

13. **WHEREAS**, each of the following will be filed with the County Clerk (the "Clerk") prior to the publication of a notice of hearing as hereinafter described:

(i) a list of the properties proposed to be excluded from the 2010 Boundaries with respect to the fees collected in 2010 as described in the 10th preamble hereto entitled "Second List of Properties to be excluded from 2009 Boundaries of District No. 24" (the "Second 2009 Exclusion List"),

(ii) a description of the areas proposed to be added to the District as described in the 11th preamble hereto, entitled "2010 Description of Areas to be Added to District No. 24" (the "2010 Addition List"), and

(iii) a list of the properties proposed to be excluded with respect to the fee imposed in 2011 as described in the 12th preamble hereto, entitled "First List of Properties to Be Excluded from the 2010 Boundaries of District No. 24" (the "First 2010 Exclusion List"); and

13. **WHEREAS**, pursuant to NRS §540A.262, the Board is required to hold a hearing before amending the boundaries of the District; and

14. **WHEREAS**, the Board desires to authorize publication of a notice of the hearing in accordance with NRS §540A.262.

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

Section 1. A hearing is hereby called on the proposed amendment to the boundaries of the District. The hearing shall be held not less than 15 days after the notice of hearing described herein is published. The Manager is authorized to schedule the hearing and request that the Clerk publish the Notice described below after materials described in preamble 12 (the "Amendments") are filed in the office of the Clerk.

Section 2. Upon receipt of request from the Manager as provided in Section 1, the Clerk is hereby authorized and directed to publish a notice of hearing not less than 15 days prior to the

hearing in a display advertisement which is at least 3" x 5" in size in a newspaper of general circulation in the County. The notice shall state that the description of the boundaries and the amendment to those boundaries is on file at the office of the Clerk for public examination. The notice shall be in substantially the following form:

**NOTICE OF PUBLIC HEARING
WASHOE COUNTY, NEVADA
DISTRICT NUMBER 24
(GROUNDWATER REMEDIATION)**

NOTICE is hereby given that the Board of County Commissioners of Washoe County, Nevada will hold a public hearing on May 10, 2011 at the hour of 5:30 p.m. at the Commission Chambers, Washoe County Administrative Complex, 1001 East Ninth Street, Reno, Nevada on a proposed amendment to the boundaries of Washoe County Nevada District No. 24 (Groundwater Remediation), which is a district for remediation of groundwater (the "District").

At the hearing all persons who desire to appear may appear and be heard concerning a proposed amendment to the boundaries of the District, and after the hearing the Board shall make such adjustments to the proposed boundary amendment as appear to be necessary, but the boundaries may not be expanded to include any property not included either in the proposed amendment as filed in the office of the County Clerk on April 19, 2011, or the original boundaries (the "Original Boundaries") of the District specified in Ordinance No. 1000, adopted and approved on November 12, 1997 (the "Ordinance").

It is proposed that the boundaries of the District would be amended as follows:

1. The boundaries of the District with respect to the fee collected in 2010 shall be as they already exist as further amended by exclusion of the properties listed in the list entitled "Second List of Properties to be Excluded from the 2009 Boundaries of District No. 24" (the "Second 2009 Exclusion List"), now on file with the County Clerk, and

2. The boundaries of the District with respect to the fee collected in 2011 shall be the Original Boundaries of the District as established by the Ordinance adopted by the Board of County Commissioners on November 12, 1997, amended as follows:

(a) amended by the addition to the Original Boundaries of the District of the areas described in the "2010 Description of Areas to be added to District No. 24" (the "2010 Addition List"), now on file in the office of the County Clerk, and,

(b) amended by excluding those properties (whether included in the Original Boundaries, or in the additions described in clause (a)) listed in the "First List of

Properties to be Excluded from the 2010 Boundaries of District No. 24” (the “First 2010 Exclusion List”), now on file in the office of the County Clerk.

The Original Boundaries of the District, the Second 2009 Exclusion List, and the 2010 Addition List and the First 2010 Exclusion List, are on file in the office of the County Clerk for public examination.

The boundaries of the District are those specified by Subsection 3 of NRS §540A.250, which consist of the area where the condition which requires remediation is determined by the Board to be present or for which remediation is determined by the Board to be necessary, including any area to which the condition is expected to migrate unless remediation is carried out, and the wholesale and retail water service area of the Truckee Meadows Water Authority (“TMWA”). The District generally consists of TMWA’s wholesale and retail water service area. This general description is, however, for the convenience of the readers of this notice only. A specific description of the boundaries of the District and the proposed amendments thereto are on file in the office of the County Clerk and reference is made to those descriptions to determine whether or not a property is or is not included or proposed to be included within the boundaries of the District.

Reference is made to the Plan for Remediation, the boundaries of the District and the proposed amendments to those boundaries on file in the office of the County Clerk for further information concerning the District and its boundaries. All owners of property within the boundaries of the District and all other persons interested are encouraged to appear at the hearing and present their views. Written testimony and comments may be filed at or before the hearing with the County Clerk.

IN WITNESS WHEREOF, the Board of County Commissioners have caused this notice to be published not less than 15 days prior to the hearing referred to above.

Dated this April 12, 2011.

BOARD OF COUNTY COMMISSIONERS OF
WASHOE COUNTY, NEVADA

(SEAL)

By John Breternitz
Chair

ATTEST:

/s/ Amy Harvey
County Clerk

Section 3. The Officers of the County are directed to effectuate the provisions of this resolution.

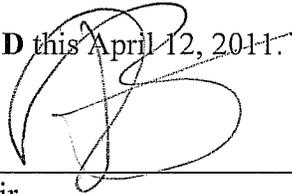
Section 4. All resolutions, or parts thereof, in conflict herewith are hereby repealed to the extent of such inconsistency.

Section 5. The invalidity of any provisions of this resolution shall not affect any remaining provisions hereof.

Section 6. This resolution may be amended in any manner, at any time by the Board. This resolution does not obligate the Board to proceed with the District or issue bonds.

Section 7. The Board has determined, and does hereby declare, that this resolution shall be in effect after its passage in accordance with law.

PASSED, ADOPTED AND APPROVED this April 12, 2011.



Chair
Board of County Commissioners
Washoe County

(SEAL)



STATE OF NEVADA)
 : ss.
COUNTY OF WASHOE)

I, Amy Harvey, am the qualified and elected Clerk of Washoe County (the "County"), and in the performance of my duties as Clerk do hereby certify:

1. The foregoing pages are a true, correct and compared copy of a resolution adopted by Board of County Commissioners (the "Board") of the County at a meeting held on April 12, 2011. The original of the resolution has been approved and authenticated by the signatures of the Chairman of the Board and myself as County Clerk and sealed with the seal of the County, and has been recorded in the minute book of the Board kept for that purpose in my office.

2. Said proceedings were duly had and taken as therein shown. The following Commissioners were present at said meeting and voted on the resolution as follows:

Those Voting Aye:

David Humke, Cmsr
Kitty Jung, Cmsr
Bonnie Weber, Cmsr
Robert Larkin, Cmsr
John Breitenitz, Chair

Nays:

None

Absent:

None

3. All members of the Board were given due and proper notice of such meeting.

4. Public notice of such meeting was given and such meeting was held and conducted in full compliance with the provisions of NRS §241.020. A copy of the notice of meeting and excerpts from the agenda for the meeting relating to the resolution, as posted by 9:00 a.m. at least 3 working days in advance of the meeting at:

- (i) Washoe County Administration Complex
1001 East Ninth Street
Reno, Nevada
- (ii) Washoe County Clerk's Office
Washoe County Courthouse
Virginia and Court Streets
Reno, Nevada
- (iii) Washoe County Library
301 South Center Street
Reno, Nevada
- (iv) Justice Court
630 Greenbrae Drive
Sparks, Nevada

is attached as Exhibit "A".

5. No later than 9:00 a.m. at least 3 working days before such meeting, such notice was mailed to each member of the Board and to each person, if any, who has requested notice of meetings of the Board in the same manner in which notice is required to be mailed to a member of the Board.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the County
this April 12, 2011.



County Clerk

(SEAL)

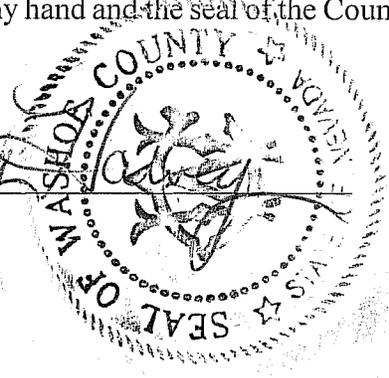


EXHIBIT "A"

(Attach Notice of Meeting and Agenda)

COUNTY COMMISSIONERS

John Breternitz, Chairman
Bonnie Weber, Vice-Chairman
David Humke
Kitty Jung
Bob Larkin

COUNTY MANAGER

Katy Simon

**ASSISTANT
DISTRICT ATTORNEY**

Paul Lipparelli

AGENDA

WASHOE COUNTY BOARD OF COMMISSIONERS

COMMISSION CHAMBERS - 1001 E. 9th Street, Reno, Nevada

April 12, 2011

10:00 a.m.

NOTE: Items on the agenda without a time designation may not necessarily be considered in the order in which they appear on the agenda. Items may be moved to or from the Consent Agenda at the beginning of the Board Meeting or may be voted on in a block.

The Washoe County Commission Chambers are accessible to the disabled. If you require special arrangements for the meeting, call the County Manager's Office, 328-2000, 24-hours prior to the meeting.

Public Comment during the Commission Meeting on April 12, 2011 will be for all matters, both on and off the agenda, and be limited to two minutes per person. Additionally, public comment of two minutes per person will be heard during individual action items on the agenda. Persons are invited to submit comments in writing on the agenda items and/or attend and make comment on that item at the Commission meeting.

The Chairman and Board of County Commissioners intend that their proceedings should demonstrate the highest levels of decorum, civic responsibility, efficiency and mutual respect between citizens and their government. The Board respects the right of citizens to present differing opinions and views, even criticism, but our democracy cannot function effectively in an environment of personal attacks, slander, threats of violence and willful disruption. To that end, the Nevada Open Meeting Law provides the authority for the Chair of a public body to maintain the decorum and to declare a recess if needed to remove any person who is disrupting the meeting, and notice is hereby provided of the intent of this body to preserve the decorum and remove anyone who disrupts the proceedings.

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 listed or 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 become 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 may choose not to 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. The Commission may do this either during the public comment item or during the following item: **"*Commissioners'/Manager's Announcements, Requests for Information, Topics for Future Agendas and Statements Relating to Items Not on the Agenda"**.

Water Resources.

7. J. 1. Approve and authorize the Chairman to execute the Water Rights Deed and associated Water Sale Agreement with Washoe County for 0.69 acre-feet of water rights from the Granite Hills Baptist Church. (Commission District 5.)
7. J. 2. Approve and authorize the Chairman to execute a Resolution calling a hearing on the amendment of the boundaries of District No. 24 (Groundwater Remediation/Central Truckee Meadows Remediation District) in Washoe County, Nevada; providing for a notice of hearing, and providing other matters properly related thereto--hearing to be set for May 10, 2011. (All Commission Districts.)
7. K. Approve issuance of Request for Proposals for professional legal services to perform as the Appointed Counsel Administrator pursuant to the Model Court Plan of the Second Judicial District filed with the Supreme Court under ADKT No. 411 [Washoe County has paid \$150,000 per year for the past 3 years for these services]--Manager. (All Commission Districts.)

PULLED

- 10:00 a.m.** 8. South Truckee Meadows General Improvement District--see separate agenda.

The following two items only (agenda items #9 and #10) will be heard by the Washoe County Board of Commissioners who will convene as the Board of Fire Commissioners for the Truckee Meadows Fire Protection District, the Board of Fire Commissioners for the Sierra Fire Protection District and the Washoe County Board of Commissioners.

9. Proclamation--Recognizing the dedication of volunteer firefighters throughout Washoe County and their commitment to the safety of their communities--Fire Services Coordinator. (All Commission Districts.)
10. Presentation of the draft Regional Standard of Cover (SOC) study, discussion and consideration of providing direction on emergency response coverage and policies, and provide comments on the draft SOC and consider directing staff to utilize the Regional SOC during the discussions related to regionalization options--Fire Services Coordinator. (All Commission Districts.)

- 10:00 a.m.** 11. Sierra Fire Protection District--see separate agenda.

- 10:00 a.m.** 12. Truckee Meadows Fire Protection District--see separate agenda.

13. Recommendation to authorize Washoe County Department of Water Resources to proceed with issuing a request for proposals for the purchase of Truckee River water rights for use in the Golden Valley Aquifer Recharge Program [anticipated purchase amount approximately \$190,000 - Fiscal Year 2011/12]--Water Resources. (Commission Districts 3 and 5.)

EXHIBIT "B"

(Attach Affidavit of Publication of Notice)

WASHOE COUNTY
COMPTROLLER

RENO NEWSPAPERS INC

Publishers of

RENO GAZETTE-JOURNAL

955 Kuenzli St. P.O.Box 22000 RENO, NV 89520 PHONE: (775) 788-6200

2011 APR 28 AM 9:18

Legal Advertising Office (775) 788-6394

Customer Account #	<u>349008</u>
PO# /ID#	<u>Notice of Public Hearing</u>
Ad Cost	<u>\$555.00</u>

County Clerk's Office
PO Box 30083
Reno, NV 89520-3083

PROOF OF PUBLICATION

STATE OF NEVADA
COUNTY OF WASHOE

Signed by: Jeff Montemayor

Being first duly sworn, deposes and says:
That as the legal clerk of the RENO
GAZETTE-JOURNAL, a daily newspaper
published in Reno, Washoe County,
State of Nevada, that the notice:

Notice of Public Hearing

has published in each regular and entire
issue of said newspaper on the following
dates to wit:

Apr. 25, 2011

Signed:

Date:

APR 25 2011

Notary Public

STACEY GOMES
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 09-10505-2 - Expires July 22, 2013

**NOTICE OF PUBLIC HEARING
WASHOE COUNTY, NEVADA
DISTRICT NUMBER 24
(GROUNDWATER REMEDIATION)**

NOTICE is hereby given that the Board of County Commissioners of Washoe County, Nevada will hold a public hearing on **May 10, 2011 at the hour of 5:30 p.m.** at the Commission Chambers, Washoe County Administrative Complex, 1001 East Ninth Street, Reno, Nevada on a proposed amendment to the boundaries of Washoe County Nevada District No. 24 (Groundwater Remediation), which is a district for remediation of groundwater (the "District"). At the hearing all persons who desire to appear may appear and be heard concerning a proposed amendment to the boundaries of the District, and after the hearing the Board shall make such adjustments to the proposed boundary amendment as appear to be necessary, but the boundaries may not be expanded to include any property not included either in the proposed amendment as filed in the office of the County Clerk on April 19, 2011, or the original boundaries (the "Original Boundaries") of the District specified in Ordinance No. 1000, adopted and approved on November 12, 1997 (the "Ordinance").

It is proposed that the boundaries of the District would be amended as follows:

1. The boundaries of the District with respect to the fee collected in 2010 shall be as they already exist as further amended by exclusion of the properties listed in the list entitled "Second List of Properties to be Excluded from the 2009 Boundaries of District No. 24" (the "Second 2009 Exclusion List"), now on file with the County Clerk, and
2. The boundaries of the District with respect to the fee collected in 2011 shall be the Original Boundaries of the District as established by the Ordinance adopted by the Board of County Commissioners on November 12, 1997, amended as follows:
 - (a) amended by the addition to the Original Boundaries of the District of the areas described in the "2010 Description of Areas to be added to District No. 24" (the "2010 Addition List"), now on file in the office of the County Clerk, and,
 - (b) amended by excluding those properties (whether included in the Original Boundaries, or in the additions described in clause (a)) listed in the "First List of Properties to be Excluded from the 2010 Boundaries of District No. 24" (the "First 2010 Exclusion List"), now on file in the office of the County Clerk.

The Original Boundaries of the District, the Second 2009 Exclusion List, and the 2010 Addition List and the First 2010 Exclusion List, are on file in the office of the County Clerk for public examination.

The boundaries of the District are those specified by Subsection 3 of NRS §540A.250, which consist of the area where the condition which requires remediation is determined by the Board to be present or for which remediation is determined by the Board to be necessary, including any area to which the condition is expected to migrate unless remediation is carried out, and the wholesale and retail water service area of the Truckee Meadows Water Authority ("TMWA"). The District generally consists of TMWA's wholesale and retail water service area. This general description is, however, for the convenience of the readers of this notice only. A specific description of the boundaries of the District and the proposed amendments thereto are on file in the office of the County Clerk and reference is made to those descriptions to determine whether or not a property is or is not included or proposed to be included within the boundaries of the District.

Reference is made to the Plan for Remediation, the boundaries of the District and the proposed amendments to those boundaries on file in the office of the County Clerk for further information concerning the District and its boundaries. All owners of property within the boundaries of the District and all other persons interested are encouraged to appear at the hearing and present their views. Written testimony and comments may be filed at or before the hearing with the County Clerk.

IN WITNESS WHEREOF, the Board of County Commissioners have caused this notice to be published not less than 15 days prior to the hearing referred to above.

RJ-0000380205