

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

TUESDAY

10:00 A.M.

JUNE 28, 2016

PRESENT:

Kitty Jung, Chair  
Bob Lucey, Vice Chair  
Marsha Berkgigler, Commissioner  
Vaughn Hartung, Commissioner  
Jeanne Herman, Commissioner

Jan Galassini, Chief Deputy County Clerk  
John Slaughter, County Manager  
Paul Lipparelli, Legal Counsel

The Washoe County Board of Commissioners convened at 10:00 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:

**16-0519** AGENDA ITEM 3 Public Comment.

The following individuals spoke in favor of the ordinance which would update the congested area and associated maps: Patricia Fager, Ben Tedore, Joy Anhold, Marilee Wintz, Mac Rossi, Ken McNeil, Chad Wilson, Pam McNeil, Kent Ervin and Max Haltom.

The above individuals' comments included: Concerns over safety due to irresponsible shooting, the negative impact on wildlife population due to shooting, the increased amounts of trash from bullets and objects used for target practice, the potential for wildfires caused by shooting, the inclusion of the peak of Peavine Mountain into the congested area, making Peavine Mountain a target shooting free zone, expansion of the congested area to cover the dense network of trails, educating people through simplified signage and maps, and the need for proper enforcement by the Sheriff's Office to prevent illegal and irresponsible shooting.

Mr. Rossi provided a handout showing a billboard that stated "shooting can cause wildfires". The handout was placed on file with the Clerk.

The following individuals spoke in opposition to the ordinance which would update the congested area and associated maps: William McCune, Pee Wee Henson and Jeffry Rodgers.

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The above individuals' comments included: Concerns that changing the congested area boundaries would lead to an outright ban of certain activities, concern over alienating one group to accommodate another group, a request for definitive lines to indicate where shooting was and was not allowed, how shooters were blamed for many of the issues when non-shooters also contributed to the problems, and the need for proper enforcement by the Sheriff's Office to ensure all activities on Peavine Mountain were conducted properly.

Buck Sampson spoke about his Paiute heritage and how the Paiutes utilized Peavine Mountain for ceremonies. He said the encroachment of people onto the mountain was destroying sacred areas and sites. He mentioned his grandfather was the first Indian voted into the Nevada State Legislature in 1939.

Donna Clontz thanked the Board and specifically Chair Jung for the distribution of funds to the senior programs listed in Consent Agenda Item 5H4. She said the Center for Healthy Aging worked with County employees on caregiver issues and the Sanford Center for Aging was continuously working to assist seniors.

Pete Todoroff stated he was Chairman of the Citizens Advisory Board in Incline Village. He spoke about a roofing company on Tanager Street that violated County Code by having a junk yard in front of their building. He read an email from Wayne Ford of Wayne Ford Residential Design regarding the violation. A copy of the email was placed on file with the Clerk.

Sam Dehne believed the recent election was sabotaged due to the amount of votes he garnered. He said the State of Nevada should create a law to ensure companies, such as, Tesla, paid their fair share of taxes to fund schools.

Tim Stoffel spoke about the importance of animals. He requested the Board hold a workshop, moderated by an outside third-party mediator, to ensure animal owners' concerns were listened to and complied with by Animal Services.

Daniel Gray stated the Humane Society of the United States was not an animal welfare organization and that it did not work with or have any experiences with animals. He stated he supported regulation based on facts and reality. He added he opposed bans and regulations which affected the rights of County residents. He said exotic animals were already regulated by the United States Department of Agriculture and the Nevada Department of Wildlife; as well as, various other organizations. He asked the Board to listen to the stakeholders.

John Potash expressed his frustrations over the Animal Services Code revisions. He claimed County staff and outside special interest groups, which pushed for revised Codes, collected steady paychecks; whereas, he and others like him had to take time away from their businesses and jobs to fight for their rights. He asked the Board to take special notice of those who were not paid to be present and who stood to lose everything.

Cathy Brandhorst spoke of matters of concern to herself.

**16-0520**      **AGENDA ITEM 4** Announcements/Reports.

Chair Jung stated she would be attending the Crossroads awards ceremony. She also stated she would be attending the Save Our Schools canvassing event during which she would be promoting the importance of voting to increase the County's capability to improve its aging schools. In regards to the public comment about 911 calls made from Peavine Mountain being routed to California emergency dispatchers, she expressed her concerns that those calls were not routed to local emergency dispatchers. She requested a follow-up from the Sheriff's Office and the County's Dispatch Center.

**CONSENT ITEMS 5A THROUGH 5M2**

**16-0521**      **5A** Approval of minutes for the Board of County Commissioner's regular meetings of May 24, 2016.

**16-0522**      **5B** Approve roll change requests, pursuant to NRS 361.765 and/or NRS 361.768, for errors discovered for the 2015/2016 secured and unsecured tax rolls and authorize Chair to execute the changes described in Exhibits A and B and direct the Washoe County Treasurer to correct the error(s). [cumulative amount of decrease \$9,189.90]. Assessor. (Parcels are in Commission Districts 2 and 4.)

**16-0523**      **5C** Approve a bequest of [\$56,171.99] from the estate of Philip Dare aka Philip Dare, Deceased, to Family Services, CASA, a program of the Second Judicial District Court, and if approved, authorize the Comptroller's Office to make the appropriate budget adjustments. District Court. (All Commission Districts.)

Commissioner Berkgigler acknowledged the donation from Philip Dare's family.

**16-0524**      **5D** Approve Library Services and Technology Act funds from the State of Nevada in the amount of [\$2,800, with no local match required], for the term from July 1 through September 23, 2016, for the support of the Summer Reading Program, direct the Comptroller's Office to make the necessary budget amendments and authorize the Director to sign the grant award document. Library. (All Commission Districts.)

**16-0525**      **5E** Approve a supplemental grant award from the Nevada Aging and Disability Services Division for the following Older Americans Act Title III Programs: Nutrition Services Incentive Program [\$68,406 no match required] retroactive from October 1, 2015 through September 30, 2016;

and direct Comptroller to make the appropriate budget amendments. Senior Services. (All Commission Districts.)

- 16-0526** 5F Approve and execute Resolution directing County Treasurer to give notice of the sale of properties subject to the lien of a delinquent special assessment in the following districts: WCAD 23 – Arrowcreek Water, WCAD 29 – Mount Rose Sewer Phase 1, WCAD 32 – Spanish Springs Valley Ranch Rd, WCAD 39 – Lightning W Water System Supply Improvement (additional description of affected parcels contained in exhibit A of attached Resolution). Treasurer. (Commission Districts 2 and 5.)
- 16-0527** 5G Approve elimination of position #70005827 Administrative Services Manager and Position #70001156 Senior Licensed Engineer and Direct Human Resources to make the necessary adjustments. Truckee River Flood Management Authority. (All Commission Districts.)
- 16-0528** 5H1 Approve and execute the Resolution levying tax rates for all Washoe County entities for the 2016-2017 fiscal year. (All Commission Districts.)
- 16-0529** 5H2 Approve the use of General Fund Contingency required to cover previously approved unbudgeted expenditures for Fiscal Year 2015-2016; approve cross function appropriation transfers required to move savings from one function to another function so as to bring the budget authority to the level of the actual expenditures required for Fiscal Year 2015-16; and, direct the Comptroller's Office to make the appropriate appropriation transfers prior to June 30, 2016 [net impact to County Budget is zero]. (All Commission Districts.)
- 16-0530** 5H3 Approve the resignation of Joey Orduna Hastings and appoint Cathy Hill, Comptroller, to the Trustee position of "employee of the Employer who manages the fiscal affairs of the Employer" on the Washoe County, Nevada Other Post Employment Benefits (OPEB) Trust Fund Board of Trustees. (All Commission Districts.)
- 16-0531** 5H4 Approve recommendation for Commission District Special Fund grants for Fiscal Year 2015-2016 for Commission District 3 in the [total amount of \$20,000]; District 3 Chair/Commissioner Kitty Jung recommends a [\$3,000] grant to Washoe County Regional Parks to support efforts addressing the Peavine Mountain area congested area plan; a [\$500] grant to Washoe County Regional Parks to support the reopening of the Rancho San Rafael multi-use pasture; [a grant of \$9,500] to the Center for Healthy Aging for the Washoe County Eldercare in the Workplace initiative; [a grant \$7,000] to Sanford Center for Aging to support variety of programs to further the Center; approve Resolutions

necessary for same; and direct the Comptroller's Office to make the necessary budget appropriation transfers. (Commission District 3.)

Commissioner Berkbigler thanked Chair Jung for donating her discretionary funds towards popular causes.

- 16-0532** 5H5 Approval of an agreement for professional services between Washoe County and Lewis Roca Rothgerber Christie LLP for legislative services for the period of July 1, 2016- June 30, 2017 for [\$121,666.62 plus pre-approved expenses]. (All Commission Districts.)
- 16-0533** 5H6 Approve re-appointment of Mr. Dave Stark, to the Washoe County Audit Committee for the term commencing July 1, 2016, and expiring on June 30, 2018. (All Commission Districts.)
- 16-0534** 5H7 Approve creation and recognition of Washoe County's Gerlach Combination Fire Department. (Commission District 5.)
- 16-0535** 5H8 Discussion and possible approval of Cooperative Emergency Agreements between Washoe County's Gerlach Fire Department and the Pyramid Lake Paiute Tribe Fire Department; Eagleville, CA, Volunteer Fire Department; Cedarville, CA, Volunteer Fire Department, Fort Bidwell, CA, Volunteer Fire Department; and the Modoc County, CA, Surprise Valley Health Care District. (Commission District 5)
- 16-0536** 5H9 Approve the creation of an intermittent hourly position, Fire Protection Officer (Gerlach) at pay grade FEII to provide fire suppression and emergency services to the area of unincorporated Washoe County that is located north of Township 22 and includes the town of Gerlach, Nevada. The cost of the position will be fully offset within the adopted annual County Manager's budget with existing funding or with a (SAFER) grant at a total estimated cost of [\$0]. (Commission District 5.)
- 16-0537** 5H10 Approve the renewal of the Agreement for appointed Counsel Administrator Services between the County of Washoe and Robert Bell, Esq., for professional legal services as the Appointed Counsel Administrator for the period of July 1, 2016 through October 31, 2016 [not to exceed [\$51,500] and if approved, authorize County Manager to execute the Contract. (All Commission Districts.)
- 16-0538** 5I1 Approve award of Washoe County Bid No. 2971-16 for Security Guard Services to Alert Security Asset Protection, 625 Margrave Drive, Suite 100, Reno, NV 89502 at the contracted rate of [\$15.98]per hour (and [\$23.97] per hour for work performed on County-observed holidays), and [\$9.50]per site visit for security patrols, on behalf of the Operations and Maintenance Division of the Washoe County Community Services

Department; and authorize the Purchasing and Contracts Manager to execute a one (1) year agreement commencing July 1, 2016, with the County retaining an option to renew the agreement in annual increments up to two (2) additional years. The estimated budget for security guard services in FY 17 is approximately [\$120,000.00] funded from Community Services with the potential for another [\$20,000.00] from other departments including Senior Services, Health, and Registrar of Voters on an as-needed basis. The annual amount indicated may vary depending on the number of actual hours of service requested over the course of each fiscal year. (All Commission Districts.)

- 16-0539** 5I2 Approve the proposed amendment to the Trust Agreement for the Washoe County, Nevada OPEB Trust Fund to eliminate references to the Sierra Fire Protection District (SFPD), pursuant to the consolidation of SFPD into the Truckee Meadows Fire Protection District as directed by Washoe County Ordinance 1577 and if approved, authorize the Chairman to execute the amended Washoe County, Nevada OPEB Trust Agreement on behalf of Washoe County, direct County staff to deliver the Amendment to the Trustees, and direct the Trustees to take all such other and further actions as are required to effectuate the assumption by TMFPD of all SFPD's duties, debts, obligations, liabilities and expenditures described in the Trust Agreement, and which are consistent with Ordinance 1577 and the consolidation of SFPD with TMFPD as described therein. (All Commission Districts.)
- 16-0540** 5J1 Approve the asset reassignment of five vehicles from the Community Services Department Building & Safety Fund 560 to Equipment Services Division Fund 669; and direct the Comptroller's Office to make the appropriate asset adjustments [no fiscal impact]. (All Commission Districts.)
- 16-0541** 5J2 Approve a Lease Amendment – 1999 Legal Description Washoe County Complex between Washoe County and the State of Nevada to correct the legal description associated with the current property located at 1001 E. Ninth Street (13.503 acres) that is exempt from the trust imposed by Chapter 561 of the Nevada Revised Statutes [no cost]. (Commission District 3.)
- 16-0542** 5J3 Approve the Water Rights Deed transferring 6.23 acre-feet of water rights from Washoe County to Robert Howell. (Commission District 2.)
- 16-0543** 5J4 Approve the Fourth Amendment to the Cooperative Agreement for Contractual Professional and Administrative Staff Services between the Western Regional Water Commission and Washoe County to reimburse the Community Services Department for staff services provided to the

Western Regional Water Commission and the Northern Nevada Water Planning Commission. (All Commission Districts.)

- 16-0544** 5J5 Approve an Employee Residence Agreement between Washoe County and Robert R. Brown (Community Services Department, Operations Division) to allow occupancy within the County-owned residence located at Bowers Mansion Regional Park, 4005 Old Highway 395 North, Washoe Valley, Nevada. (Commission District 2.)
- 16-0545** 5J6 Approve an Employee Residence Agreement between Washoe County and Andrew M. Brown (Community Services Department, Operations Division) to allow occupancy within the County-owned residence located at Davis Creek Regional Park, 25 Davis Creek Park Road, Washoe Valley, Nevada. (Commission District 2.)
- 16-0546** 5J7 Approve a change in the name of Washoe County's Fund 566 from the Water Resources Fund to the Utilities Fund. (All Commission Districts.)
- 16-0547** 5K1 Approve FY17 Purchase Requisition #3000030466 issued to Cardinal Health (Contract #MMS10001) in the approximate amount of [\$105,725] for pharmaceutical products in support of the medical clinic operations on behalf of the Community and Clinical Health Services Division of the Washoe County Health District. (All Commission Districts.)
- 16-0548** 5K2 Approve amendments totaling an increase of [\$2,727] to the AFDO - FDA/WAFDO Training Grant, IO 11307; and if approved direct the Comptroller's office to make the appropriate budget adjustments. (All Commission Districts.)
- 16-0549** 5K3 Approve FY17 Purchase Requisition #3000030472 issued to Board of Regents - UNR School of Medicine (single source) in the approximate amount of [\$100,000] for laboratory testing primarily in support of the medical clinic operations on behalf of the Community and Clinical Health Services Division of the Washoe County Health District. (All Commission Districts.)
- 16-0550** 5K4 Approve an Interlocal Contract between the Washoe County Health District and Washoe County through its Department of Juvenile Services to provide consultative and clinical services, Tuberculosis (TB) testing and Sexually Transmitted Disease (STD)/TB treatment medications for Wittenberg juveniles for the period upon ratification by the governing parties through June 30, 2017 unless extended by the mutual agreement of the Parties; with automatic renewal for two successive one-year periods for a total of three years on the same terms unless either party gives the other written notice of nonrenewal at least 60 days prior to June 30 of each

year; and if approved, authorize the Chair to execute the Agreement. (All Commission Districts.)

- 16-0551** 5L1 Approve Law Enforcement Funding Agreement between Black Rock City LLC and Washoe County, on behalf of the Washoe County Sheriff's Office to provide reimbursement for extra staffing [\$105,000] estimated total reimbursement] needed in the Gerlach/Empire area during the annual Burning Man Festival for 2016. (Commission District 5.)
- 16-0552** 5L2 Approve supplemental funding [\$5,000.00 no match required] from the US Dept. of Justice, United States Attorney, Organized Crime Drug Enforcement Task Force (OCDETF) for reimbursement of overtime costs incurred while involved in the investigation of OCDETF Initiative number PA-NV-0285 for the retro-active period of 02/01/2016 – 9/30/2016, and if approved, authorize Comptroller's Office to make the necessary budget adjustments. (All Commission Districts.)
- 16-0553** 5L3 Approve the Interlocal Agreement – RAVEN Fire Training, Monitoring and Suppression Personnel and Equipment between the County of Washoe on behalf of the Washoe County Sheriff's Office and Truckee Meadows Fire Protection District for the provision, when requested of a helicopter or other aircraft and personnel from the date of execution by all parties to June 30, 2017, with an automatic one (1) year extension. (All Commission Districts.)
- 16-0554** 5L4 Approve the NHTFPD Interlocal Agreement – RAVEN Fire Training, Monitoring and Suppression Personnel and Equipment between the County of Washoe on behalf of the Washoe County Sheriff's Office and North Lake Tahoe Fire Protection District in the amount of [\$10,000], for the period of July 1, 2016 through June 30, 2017, for the provision, when requested of a helicopter or other aircraft and personnel and approve reimbursement for services rendered throughout the year by the Washoe County Sheriff's Office to be paid in accordance with the Interlocal Agreement to the Washoe County Sheriff's Office Regional Aviation Unit (RAVEN). (All Commission Districts.)
- 16-0555** 5L5 Approve Interlocal Agreement between the City of Reno, on behalf of the Reno Police Department, the City of Sparks, on behalf of the Sparks Police Department, Washoe County on behalf of the Washoe County Sheriff's Department, and the State of Nevada Department of Public Safety, Parole and Probation Division to establish a Regional Repeat Offender Program to impact the criminal activity of repeat criminal offenders in the unincorporated areas of Washoe County, the City of Reno, and the City of Sparks, beginning on the date of execution by all parties. (All Commission Districts.)



- 16-0556** 5L6 Approve receipt of Justice Assistance Grant (JAG) funds, sub granted through Reno Police Department in the amount of [\$52,340.00, no County match required] for purchase of Law Enforcement equipment, Law Enforcement related training and travel, and overtime, and approve the Interlocal Agreement between the City of Reno, on behalf of the Reno Police Department, Washoe County, on behalf of the Washoe County Sheriff's Office and City of Sparks, on behalf of the Sparks Police Department for the Management and Disposition of 2016 Justice Assistance Grant (JAG) Program Award (CFDA #16.738) from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance for the grant period of 10/1/16 through 9/30/19. If approved, authorize Comptroller's Office to make the necessary budget amendments. (All Commission Districts.)
- 16-0557** 5M1 The 911 Emergency Response Advisory Committee recommends that the Board of County Commissioners approve the Travel/Training Budget request for up to two (2) individuals from each of the three (3) primary Public Safety Answering Points (PSAPs) to attend up to a total of four (4) Public Safety Training Courses in an amount not to exceed [\$40,000.00] for travel, and not to exceed [\$20,000] for seminars and training, for Fiscal Year 2016-2017. Total expenditures not to exceed [\$60,000], to be funded within the adopted operating budgets of the E911 Fund. (All Commission Districts.)
- 16-0558** 5M2 Approve joining, under NRS 332.195, the Official Payments Services Agreement between the City of Reno and Official Payments Corporation. (All Commission Districts.)

On the call for public comment, Cathy Brandhorst spoke about matters of concern to herself.

On motion by Commissioner Berkbigler, seconded by Commissioner Lucey, which motion duly carried, it was ordered that Consent Agenda Items 5A through 5M2 be approved. Any and all Resolutions or Interlocal Agreements pertinent to Consent Agenda Items 5A through 5M2 are attached hereto and made a part of the minutes thereof.

**BLOCK VOTE – AGENDA ITEMS 8, 9, 12, 13, 16, 17, 18, 19, 21, 22, 23, 24, AND 25**

- 16-0559** AGENDA ITEM 8 Recommendation to approve acceptance of Community Corrections Partnership Block Grant from the Department of Health and Human Services – Juvenile Justice Programs Office in the amount of \$328,790.28 to provide treatment and programming to youth referred to the Washoe County Department of Juvenile Services. The grant award period is 7/1/16-6/30/17. No match required. If approved, direct the

Comptroller's Office to make the necessary budget adjustments. Juvenile Services. (All Commission Districts.)

On the call for public comment, Cathy Brandhorst spoke about matters of concern to herself.

On motion by Commissioner Lucey, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 8 be approved and directed.

**16-0560**      **AGENDA ITEM 9** Recommendation to approve a 2016 Emergency Management Performance Grant (EMPG) Letter of Intent stating that the Nevada Division of Emergency Management is awarding[ \$170,877] for FY 2016; retroactive from October 1, 2015 through March 31, 2017; [requires a \$170,877 match]; and allow the Comptroller's Office to make the appropriate budget amendments. Manager. (All Commission Districts.)

On motion by Commissioner Lucey, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 9 be approved.

**16-0561**      **AGENDA ITEM 12** Acknowledge receipt of annual report of projected expenditures for the Account for the Acquisition and Improvement of Technology in the Office of the County Assessor for FY 2016/2017. Assessor. (Commission Districts 1, 2, 3, 4, 5.)

On motion by Commissioner Lucey, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 12 be acknowledged.

**16-0562**      **AGENDA ITEM 13** Recommendation to award a bid and approve the Agreement to the lowest responsive, responsible bidder for the Parr Kitchen Remodel Project, [staff recommends Sullivan Structures, LLC, in the amount of \$151,853.00]. Community Services. (Commission District 3)

On motion by Commissioner Lucey, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 13 be awarded.

**16-0563**      **AGENDA ITEM 16** Recommendation to authorize the Comptroller to renew the Excess Liability Insurance Policy with Insurance Company of the State of Pennsylvania for [\$163,456], and pay a broker fee of [\$15,000] to Wells Fargo Insurance Services effective July 1, 2016, with funding from the Risk Management Fund. Comptroller. (All Commission Districts.)

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

**16-0564**      **AGENDA ITEM 17** Recommendation to authorize the Comptroller to renew the Excess Workers' Compensation Insurance Policy with New York Marine and General Insurance Company for one year [at a premium of \$242,587] and the Property Insurance Policy with the Public Entity Property Insurance Program for one year[at a premium of \$483,019], effective July 1, 2016, funding from the Risk Management Fund source. Comptroller. (All Commission Districts.)

On motion by Commissioner Lucey, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 17 be authorized.

**16-0565**      **AGENDA ITEM 18** Recommendation to approve Interlocal Contract For Services between Washoe County Sheriff's Office and Pyramid Lake Tribal Police Department for Dispatch Services in the amount of [\$140,831.76 for FY 16/17] increasing to [\$161,663.52] for subsequent years. Sheriff. (All Commission Districts.)

On motion by Commissioner Lucey, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 18 be approved. The Interlocal Contract for same is attached hereto and made a part of the minutes thereof.

**16-0566**      **AGENDA ITEM 19** Recommendation to approve a two-year Interlocal Agreement between Washoe County for and on behalf of the Washoe County Sheriff's Office and the Truckee Meadows Fire Protection District for dispatch services in an amount not to exceed [\$675,000 for FY16/17 and \$825,000 for FY17/18] for the period of July 1, 2016 through June 30, 2018, with a one (1) year extension. Sheriff. (All Commission Districts.)

On motion by Commissioner Lucey, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 19 be approved. The Interlocal Agreement for same is attached hereto and made a part of the minutes thereof.

**16-0567**      **AGENDA ITEM 21** Recommendation to authorize the Department of Social Services to expend up to \$472,650.00 in FY17 from Children's Services Account 710712 Family Preservation to expeditiously benefit children and families who are clients of the Department to promote keeping families intact. These expenditures shall include the use of special purchase orders, purchase orders, procards and gift cards to purchase specific items, support services, food to include Thanksgiving and Christmas food, and gifts as well as Adoption Day activities and expenses. Social Services. (All Commission Districts.)

On motion by Commissioner Lucey, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 21 be authorized.