

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

TUESDAY

10:00 A.M.

MARCH 14, 2017

PRESENT:

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

Nancy Parent, County Clerk
John Slaughter, County Manager
Paul Lipparelli, Legal Counsel

The Washoe County Board of Commissioners convened at 10:02 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:

17-0175 AGENDA ITEM 3 Public Comment.

Tammy Holt-Still expressed her frustrations regarding the processes the County took to resolve the flood issues in Lemmon and Antelope Valleys. She thought the County should spend money to solve the flooding issues and repair the affected roads. She believed county staff disrespected affected residents. She explained the flooding would not have happened if proper mitigation had been done when the area was being developed. She said the cost of mitigation should have been assessed to the developers and the monies should have been placed into a fund to complete mitigation that would have avoided this disaster. She asked the Board to vote yes to ratify the emergency status for Lemmon Valley. She provided a handout, which was placed on file with the Clerk.

Katie Green stated she received the answers she was seeking and thanked the Board for its time.

Kevin Brett spoke regarding his concerns with a new agreement with Waste Management. He stated he was a resident of St. James Village and in order to keep his property free from yard waste and fire danger he would need to purchase an additional 110 stickers, which would cost him \$281 per year. He wanted areas of the unincorporated County to be exempt from charges for excess trash bags. He stated prior to the change in service he was allowed to place six trash bags with his trash container on a weekly basis without additional fees. He was concerned the residents would not be as thorough with removing yard waste and the fire danger would increase. He wanted an

agreement that was fair to the residents in forest areas. He submitted a handout, which was placed on file with the Clerk.

Donna Peterson stated she was a homeowner in St. James Village. She was concerned about a Waste Management contract that would require tags on each additional trash bag placed with her trash container. She stated each resident was provided 25 bag stickers per year but she said that was not enough. She noted in May and November she was allowed six additional trash bags per week, but she thought in heavy forest areas it should be allowed throughout the months of May to November. She indicated the additional bags were filled with yard waste that was a fire hazard and could create more fuel for fires if not maintained. She stated the neighborhood took fire preparedness seriously and noted they had worked with the Truckee Meadow Fire Protection District (TMFPD) to create preparedness drills. She asked to Board to amend the sticker program in heavy forest areas. She provided a handout, which was placed on file with the Clerk.

William Puchert stated he resided on Everett Drive in Northwest Reno and was concerned about the installation of a large sign that was obstructing his view. He indicated a lawsuit was in process between the sign company and the City of Reno, although work continued on the sign after a stop order was issued. He was concerned the sign was not up to Code standards and could fall. He thanked the Board for its support. He submitted a handout, which was placed on file with the Clerk.

Patricia Puchert was concerned about a large sign which was installed without her knowledge. She stated her son approached the people who were installing the sign and the work stopped at that time, although the workers returned and finished the installation during the night. She was concerned about the sign depreciating the value of her property and obstructing her view.

Doug Melson was concerned about the changes to the Waste Management agreement. He stated Waste Management had done a good job the past 10 years and the area had made great progress to clear debris around the forest areas. He explained the previous disposal agreement allowed for additional bags of yard debris without additional fees, but the new agreement would require the residents to pay for excess bags. He said it would be a shame to undo the progress that had been made towards fire prevention with the new agreement. He asked the Board to readdress and reconsider the changes to the disposal agreement.

Elizabeth Knott was concerned about a large billboard in Northwest Reno that was installed without a permit. She wanted the sign removed.

Carol Mansfield stated a large sign was installed in Northwest Reno and it was just one of many signs that were erected within a week. She said the sign in Northwest Reno was close to homes and was offensive to the residents.

Peewee Henson spoke regarding signs on Peavine Mountain. He stated he was waiting for the meeting about the signage to ensure the signs were applicable. He said he spoke with Community Services Director Dave Solaro and was informed the County was still waiting for additional funding from the Poedunks Group. He wanted a progress update to be provided to the community.

Woldoymyr Ravenzoll thought payday loans should be illegal in a gambling town. He commented the County needed to protect the senior citizens against loan sharks that charged so much interest. He indicated for many seniors, it was a choice to pay a payday loan or eat for the month. He said he had received payday loans over the past few years and he thought it was comparable to being held hostage. He asked the Board to protect citizens from payday loans.

Carol Burns brought in an award that she received in November 2000 for obtaining a bond for the May Arboretum and the Botanical Garden. She hoped she was not too late to ask about budgets for Rancho San Rafael Park. She stated the park needed money to maintain the machinery and for materials and supplies. She encouraged people to come stroll through the gardens.

Vicky Maltman thanked Commissioner Jung for her effort to resolve a problem with ditches and with a road which was falling into a ditch. She was concerned regarding a lack of communication from staff when a complaint was submitted to the County. She thought staff should communicate with the person that submitted the complaint to confirm it was received and was going to be addressed.

Nikki Berry thanked Commissioner Herman for being attentive to the needs in Lemmon Valley and the solutions which were put in place.

17-0176 AGENDA ITEM 4 Announcements/Reports.

County Manager John Slaughter stated some items would be taken out of order, Agenda Items 8 and 13 were going to be pulled from this meeting, and Agenda Items 14 and 15 would be heard as one item.

Commissioner Herman was concerned Waste Management (WM) continued to bill residents in Lemmon Valley who were not receiving service due to flooding and the inability to reach certain areas affected by the flooding. She encouraged WM to be fair to the customers and to remove charges for services not rendered. She commented the Rancho Haven community was not receiving disposal service yet. She thought many areas were as dissatisfied with the disposal services as she was.

Commissioner Hartung requested approval for two hours of staff time to discuss an issue on Nicole Drive in Sparks. He indicated the street was being used as a detour from heavy traffic areas and many people were speeding on the residential street. He said it was dangerous and he wanted to discuss possible solutions. Next, he asked if the County could assist low-income homeowners with flood insurance. He thought if the

homeowners had insurance to cover property damage, the County could save money during the mitigation and clean-up processes. He then asked for an update on an alarm fee issue pertaining to erroneous late charges assessed to County residents. He stated there had been more than 1,600 erroneous late fees assessed. Next, he said he was waiting for WM to bring options and solutions for the current issues to the Board. He was concerned about equestrian related disposal issues in Spanish Springs. Lastly, he suggested asking the Legislature to opt out of daylight savings time for the State of Nevada. He thought it resulted in a loss in productivity for many people because they were tired while their bodies were adjusting to the time change.

Commissioner Jung requested approval for two hours or more of staff time to discuss the ongoing issues with WM. She asked staff to tell the decision makers at WM what the County wanted related to services and add-on options. She requested staff to research the best practices in other areas with the same demographic as the County. She stated the residents who were responsible for cleaning up equestrian areas and forested areas should be rewarded, not charged additional fees. Next, she requested an update regarding when the meeting with the Poedunks was going to occur about the signage on Peavine Mountain. She then stated a payday loan in a gambling town was not a good idea. She wondered if there was a legislator interested in addressing the issue. She agreed some people really needed the payday loan services but there were people on fixed incomes that could become trapped without a way to pay the loans. Next, she addressed the budget regarding parks and indicated there would be a seven percent increase to the park budget. Lastly, she noted Vicky Maltman, who spoke during public comment, brought up a good point regarding notification of the status of an issue. She stated with the addition of the new call center, citizens should be informed their issues were being addressed and should receive an estimated time for completion. She thought this should be added to the policy and procedures. She said when staff did not respond to a complaint, it was an unfavorable reflection of the Board.

Commissioner Berkbigler was also concerned with the issues regarding WM. She indicated Incline Village trash was not being collected due to snow but the residents were being billed for service. Next, she addressed the billboard that was placed on County property. She requested Community Services Director Dave Solaro work to have the sign removed.

Commissioner Hartung noted disposal customers in Scottsdale, Arizona, could show their monthly receipt for service and drop off excess trash at no charge.

Chair Lucey stated the WM agreement was not executed yet. He was concerned about waste and fuel management issues. He said the Galena Forest area had to contend with fuel management to protect from fire and the Spanish Springs area had equestrian biological waste issues, which was a health hazard. He indicated staff had time to bring agreement changes back to the Board. Next, he commented on Ms. Maltman's concerns about communication. He noted follow through was simple customer service and should be a standard practice. He then asked staff to work with the Courts and the Justice System regarding the pretrial risk assessment. He said he spoke with Supreme

Court Justice James Hardesty recently regarding the pretrial risk assessment and noted Washoe County was one of the only Counties in Nevada currently working on this assessment. He said challenges existed with the program because the District Attorney's Office, the Sheriff's Office, Alternative Sentencing, and Human Services were making the roll out difficult. He asked staff to work with the Justice Department to do an audit and stated Judge Hascheff and Judge Pearson could assist in facilitating the audit. He mentioned discussions among Commissioners and said the public needed to be professional and respectful. He noted each Commissioner was an elected official, public figure and represented the County as a mediator.

County Manager John Slaughter responded to earlier discussion related to park funding. He stated a review of all departments budgets would be performed and cuts would be prioritized.

- 17-0177** **AGENDA ITEM 12** Notice and possible action to ratify a Declaration of a State of Emergency by the Washoe County Manager; and update of related emergency operations. Manager. (All Commission Districts.)

Truckee Meadows Fire Protection District Battalion Chief Sam Hicks provided an operations update, which highlighted the current flood damaged areas. He displayed a map of the flooded areas and stated he was monitoring Silver Lake, White Lake and the North Valleys in an attempt to mitigate flooding. He said the flooding was more complex than usual due to many variables affecting water flow, water content and evaporation. The Army Corps of Engineers performed a preliminary report, which mentioned various options for the short-term mitigation of the issue. He stated the main problem was the lack of technical and accurate data from Peavine Mountain. He indicated data from a different mountain was used to show enormous amounts of snow and water content. He said he was working with the technical experts at the Desert Research Institute (DRI) to obtain accurate data regarding the amount of water that would drain into Swan Lake and potentially Silver Lake from Peavine Mountain. He stated a Hesco Barrier System was recommended as the best barrier in addition to sandbagging to mitigate and minimize the impacts to the residents of Lemmon Valley. He referred to a map which depicted the strategic locations for the installation of barriers in order to lessen further impacts to the residents. He said there was no place for the water to go so the experts were relying on the water to evaporate. He said experts believed with the current weather the water could continue to rise some, but they did not believe it would be catastrophic. They thought the barrier system should protect from additional flooding. He noted the areas where barriers could not be placed due to topography or fencing issues would be sandbagged for protection. He explained once the barriers were in place, the water would be pumped into Swan Lake. He said there was a tremendous amount of work that went into the plan to move the water away from the affected areas. He stated this plan was a short-term fix and a long-term fix was in the planning phase.

Commissioner Berkbigler referred to the map shown and asked whether the blue water area on the map was the current level or the projection with snowmelt.

Battalion Chief Hicks explained the images were of the current water level and were taken on March 8th or 9th when the Regional Aviation Enforcement Unit (RAVEN), helicopter, flew over the area. He said the barriers were tied to elevation marks where the experts thought the water would reach.

Commissioner Berkbigler asked how high the barriers were. Battalion Chief Hicks stated they were four feet tall.

Commissioner Jung wondered about having the water trucked out instead of putting it back into Swan Lake. Battalion Chief Hicks explained it would take 54,000 trucks to move that amount of water.

Commissioner Jung wondered how residents would live with the conditions once the water dried up and if there was a plan for when the water was gone. She was concerned about the area being uninhabitable due to bugs and sewage. She asked if federal mitigation funds were available to help relocate residents. She thought the short-term resolution was a decent plan, but noted the area flooded often and was in need of a long-term mitigation plan. She wanted to have a discussion regarding state and federal resources that would allow relocation for residents whose homes were uninhabitable. She commended Battalion Chief Hicks for his endless communications and his dedication to the mitigation efforts. She thanked the first responders and staff for their diligence and commitment to the cleanup.

Commissioner Berkbigler was concerned that this was a dry lakebed and the water could be pumped away, but if the water table was full, the water would come back.

Battalion Chief Hicks stated he could not answer that because it was not his area of expertise. He knew the hydrologists were researching the variables, but there were many variables to be considered. He said they needed a lot of expertise and planning to create a long-term fix.

Commissioner Berkbigler said she appreciated the time and effort that was put into this situation.

Commissioner Hartung thanked staff for their hard work. He stated the Truckee River Flood Management Authority (TRFMA) had discussed a long-term solution although no matter what measures were instituted, it would not endure every event. He thanked the families that donated sand and materials to assist with the mitigation process.

Chair Lucey thanked Battalion Chief Hicks for his work over the past seven days with an extremely challenging situation. He stated Battalion Chief Hicks remained calm and focused on the ultimate goal and his number one priority had been the safety of residents. He said meeting with the residents was difficult and he and Battalion Chief Hicks tried to answer as many questions as they could. He said this was not an

anticipated event and he knew the residents were upset about the time it took for a solution, but once a plan was approved, the crews were in place and progress was being made quickly. He stated regarding Commissioner Jung's question about federal funds, the Federal Emergency Management Agency (FEMA) had a program called Blue Acres, which was established after the floods in Louisiana. FEMA used money to purchase property by imminent domain so the residents could relocate. He hoped with receipt of the executed state of emergency documents from the White House and with the continued work with FEMA, flood resolutions would occur soon. He thanked Assistant County Manager Kevin Schiller and Health and Human Services Department staff for their efforts to relocate residents to semi-permanent or permanent housing. He stated he believed in the plan and thought it would be successful.

County Manager John Slaughter stated currently there were 47 residences that were threatened, 16 were damaged and one commercial property was damaged. He said currently 42 individuals were being housed due to the flooding impacts. He indicated approximately 450 individuals were working in the field and the work force would increase as the barriers were placed. He noted the estimated incident cost-to-date was \$3,008,927 and the costs continued to increase as the plan was implemented. He stated there would be a future meeting regarding emergency flooding to discuss funding for the event.

Chair Lucey stated the Hesco Barriers estimated cost was \$2 to \$2.5 million.

Battalion Chief Hicks indicated with the material costs and sand it was closer to \$2 to \$3 million.

Chair Lucey asked Battalion Chief Hicks if he knew what contractor received the contract for the sand. Battalion Chief Hicks replied Road and Highway Building was awarded the contract and started hauling materials immediately.

Commissioner Herman commented that the flooding was not just isolated to Lemmon Valley; it could happen in any District.

Commissioner Jung thought once the emergent issue in Lemmon Valley was cleared, other potential flood plains needed to be identified and addressed. She wanted staff to meet with FEMA and include the identified areas that were not sustainable.

Chair Lucey stated the water in Washoe Lake was to the edge on both sides, there were residents on the west, and north sides of the valley that could be affected if the water continued to rise. He said the water that flowed from Mount Rose and Slide Mountain could be significant when the weather was warmer. He indicated the declaration of emergency covered the entire County, not only currently affected areas.

Mr. Slaughter stated the declaration provided certain authorizations to the manager and some of those had been exercised. He said in normal situations those types of decisions would be brought to the Board for discussion and ratification.

Commissioner Hartung said he requested an agenda item at the next Western Regional Water Commission (WRWC) meeting to create a map of the storm water run-off of the entire region. He stated it would address all of the agricultural ditches and regional lakes. He thought the WRWC was equipped to generate the maps and the data that were needed for the entire region.

There was no public comment on this item.

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

CONSENT AGENDA ITEMS – 5A THROUGH 5F2

- 17-0178** **5A** Approve retroactive and continued purchases for needed supplies, materials, equipment and contractual services from various suppliers that have or [will exceed in the aggregate \$100,000] during this fiscal year, but will remain within available adopted budget funding. All such purchases will continue to be subject to and in accordance with the provisions of the Local Government Purchasing Act. Comptroller. (All Commission Districts.)
- 17-0179** **5B** Approve to acknowledge a DUI Specialty Court grant award from the Judicial Council of the State of Nevada (JCSN) and the Administrative Office of the Courts (AOC), to establish a DUI Court, [\$25,000.00/ no match required], retroactive from January 18, 2017 through June 30, 2017; and direct the Comptroller to make the appropriate budget adjustments. Reno Justice Court. (All Commission Districts.)
- 17-0180** **5C** Recommendation to approve funding [\$13,000.00, no match required] from the USDA Forest Service Humboldt-Toiyabe National Forest for reimbursement of overtime costs incurred while involved in the Cooperative Law Enforcement Agreement #16-LE-11041701-008 for the retroactive period of 10/01/2016 – 09/30/2017; and if approved, authorize Comptroller's Office to make the necessary budget amendments. Sheriff. (All Commission Districts.)
- 17-0181** **5D** Approve amendments totaling an increase of [\$4,000] in both revenue and expense to the FY17 Arctica Ice Donation budget, IO# 20424 and direct the Comptroller's office to make the appropriate budget amendments. Health District. (All Commission Districts.)

- 17-0182** **5E** Recommendation to approve reclassification requests for a vacant Carpenter Supervisor, pay grade L, to Carpenter, pay grade J (Community Services), and a vacant Office Support Specialist, pay grade H, to Office Assistant II, pay grade E (Regional Animal Services), as reported to the Job Evaluation Committee. Net annual savings is [estimated at \$18,070]. Human Resources. (All Commission Districts.)
- 17-0183** **5F1** Approve the use of General Fund Contingency required to cover unanticipated expenses for Fiscal Year 2016-2017; and direct the Comptroller's Office to make the appropriate budget appropriation transfers (net impact to County Budget is zero). (All Commission Districts.)
- 17-0184** **5F2** Approve interfund appropriation transfers to track certain grant and capital funds; and, direct the Comptroller's Office to make the appropriate appropriation transfers (net impact to County Budget is zero). (All Commission Districts.)

Cathy Brandhorst spoke about matters of concern to herself regarding Agenda Item 5F1.

11:28 a.m. Commissioner Jung left the meeting after the motion but before the vote.

On motion by Commissioner Hartung, seconded by Commissioner Jung, which motion duly carried with Commissioner Jung absent, it was ordered that Consent Agenda Items 5A through 5F2 be approved. Any and all Resolutions or Interlocal Agreements pertinent to Consent Agenda Items 5A through 5F2 are attached hereto and made a part of the minutes thereof.

BLOCK VOTE – 7, 9, AND 10

- 17-0185** **AGENDA ITEM 7** Recommendation to approve setting fees (estimated to generate at least an [additional \$215,000] in General Fund revenue in Fiscal Year 2018), effective May 1, 2017, to be charged and collected for services provided by the Washoe County Regional Medical Examiner's Office, including but not limited to extra-jurisdictional government agencies, businesses, and citizens. Medical Examiner. (All Commission Districts.)

There was no public comment on this item.

On motion by Commissioner Berkbigler, seconded by Commissioner Hartung, which motion duly carried with Commissioner Jung absent, it was ordered that Agenda Item 7 be approved.

17-0186 **AGENDA ITEM 9** Ratify the reimbursements requested from the Washoe County, Nevada OPEB Trust for the fiscal years 2015 and 2016 [totaling \$21,249,089] for retiree health insurance costs to the Washoe County Health Benefits Fund. Comptroller. (All Commission Districts.)

There was no public comment on this item.

On motion by Commissioner Berkbigler, seconded by Commissioner Hartung , which motion duly carried with Commissioner Jung absent, it was ordered that Agenda Item 9 be ratified.

17-0187 **AGENDA ITEM 10** Discussion and possible direction to the County Manager to utilize two or more hours of staff time to initiate a review of Washoe County Code Chapter Five for a possible modification to the requirements for Citizen Advisory Board membership. Manager. Request by Commissioner Herman. (Commission District 5.)

On the call for public comment, Vicky Maltman was concerned that a Sun Valley Community Advisory Board (CAB) member was a Trustee for the Sun Valley General Improvement District (SVGID). She noted two CAB members ran for the Trustee position for SVGID and one was elected and was still serving on the CAB. She thought the CAB was for citizens and not Trustees because it could be construed as a conflict of interest. She was afraid projects could get pushed through with pressure from a Trustee.

On motion by Commissioner Berkbigler, seconded by Commissioner Hartung, which motion duly carried with Commissioner Jung absent, it was ordered that Agenda Item 10 be approved.

11:35 a.m. Commissioner Jung returned to the meeting.

17-0188 **AGENDA ITEM 6** Appearance: Jay Aldean, Executive Director, Truckee River Flood Management Authority, and Greg Ferraro, President, The Ferraro Group. Presentation and update on the of the project and discussion regarding BDR 473 in which TRFMA is pursing forming a committee to recommend a funding mechanism for a 2018 ballot question.

Truckee River Flood Management Authority (TRFMA) Executive Director Jay Aldean conducted a PowerPoint presentation regarding the history of flooding within the area. The presentation included slides entitled: Downtown Reno Flooding History; Downtown Reno Flooding 1955; UNR Farms Flooding 1986; Industrial Sparks Flooding 1997; Hidden Valley Flooding 2005; Industrial Sparks Flooding 2017; Revised 2-D Model of Existing Flood Plain; Flood Management History/Operations; Infrastructure/funding; Capital Projects Completed; TRFMA: The community's early warning system; Truckee Meadows Simulation Flood Map January

2017; The TRFMA Project; The Truckee River Project; Financial Responsibility; Proposed Legislation; and Your support is critical. He explained the 2017 flood event was considered minor compared to many other years with major flooding. He stated in 1862 the most significant storm was reported which included two 100-year storms within two weeks of each other. He said to consider the magnitude of those storms, most of the North Valleys would be underwater. He said the two largest years of record, 1982 and 1983, were not significant enough to flood the Truckee River although there was enough water to flood the outlying areas including Lemmon Valley. He reviewed the slides that explained the creation of the TRFMA and where it's funding was derived from. He reviewed the Capital Projects Completed slide and highlighted the new Virginia Street Bridge as one of the largest, most impactful projects to protect downtown Reno from floodwaters. He stated one of the projects TRFMA had committed to was the development of an accurate model of the hydraulics of the region. He referred to the Revised 2-D Model of Existing Flood Plain slide showing the increase of water in the different areas. He explained the model of the hydraulics would correctly predict water travel shown on the Truckee Meadows Simulation Flood Map 2017 slide. He spoke regarding a 100-year plan and stated funding was needed for the project. He indicated the TRFMA needed a tax that could assist with the federal contributions to complete the project. He stated Assemblyman Mike Sprinkle committed to sponsor a bill for proposed legislation. He asked for support and asked if the Board of County Commissioners would sign a resolution of support to take to the State along with the proposed legislation for a Bill Draft Request.

Commissioner Berkbigler was concerned the TRFMA was focused only on the Truckee River and not the ditches and tributaries that suffered damage due to flood events. She thought it was important to expand their focus to include the various waterways throughout the area. She noted Verdi residents had water under their homes. She stated the entire region had been affected by the flood events and she wanted to know if the flood design would be changed or if there was only funding for the design that currently existed.

Mr. Aldean stated Assemblyman Sprinkle was concerned about every area and was working with staff and the community to try to include additional provisions in the legislation that would allow the TRFMA to expand their focus. He assured the Board its concerns were not being ignored, but funds were needed to expand the focus area.

Commissioner Berkbigler stated it was her understanding last year when there were discussions to put a Bill Draft Request on the ballot for a special tax, it would only be directed to the people who were directly impacted by the Truckee River and would not include people in areas that were not impacted.

Mr. Aldean stated at this time the tax was to be directed towards a direct benefit and then towards the rest of the County, but currently the benefits were limited to the Washoe Valley. He said they were going to include Incline Village only because that area drained to the Truckee River, but would not include Gerlach and areas away from the river. He said if a tax was passed, he did not know how it would be differentiated but

he thought Greg Ferraro, had he been able to stay, could have better answered that question.

Commissioner Berkbigler stated Incline Village water drained into the lake but was nowhere near the Truckee River and the residents were going to have a fee imposed on them eventually to keep Lake Tahoe clear of particulates. She indicated residents of Incline Village and Crystal Bay would be double taxed on water issues. She thought that was unreasonable and unfair.

Mr. Aldean said he was thankful he did not have to make that decision. He stated the committee would deliberate about those issues and make a recommendation to be put before the voters. He indicated he would answer as many questions regarding the issues as he was able.

Commissioner Hartung stated if another tax did pass, the residents in Spanish Springs would also be double taxed. He said residents were already paying \$9.31 per month for storm water utilities in the Spanish Springs Valley. He indicated the water flowed through Sparks via an ore ditch and its terminus would ultimately be where Sparks was finishing the North Truckee Drain Project. He suggested a regional approach to the water issues to include not only the Truckee River but also the many lakes, ditches and tributaries around the region. He thought Incline Village had different concerns but the issues were still with water quality. He spoke regarding the water level at Lake Tahoe and stated it was anticipated to be above full by the end of the season. He thought the regional approach was the better solution and more controllable because so many waterways ultimately flowed into the Truckee River.

Chair Lucey stated Truckee River Flood Management was an important project, however this Commission had made an effort to review all storm water run-off issues and how flooding affected the entire region. He thought it was imperative, if a committee was created by the Legislature, that storm water be considered region wide. He stated the County had been collecting funds for 20 years to assist with flooding and there had been some successes but they were nowhere near completion in those efforts. He wanted the County to make some progress towards a solution considering the devastation that had occurred in the past winter season. He stated until the TRMFA projects were in place or other solutions were determined for the remainder of the County this Commission could not put support towards the legislative action Mr. Aldean was asking for.

Commissioner Hartung asked Mr. Aldean about a program for raising houses in the Hidden Valley flood area and wondered if that was possible in Lemmon Valley.

Mr. Aldean replied that was a possibility. He stated TRFMA worked with Senator Heller's Office to resolve issues due to flooding. He said they granted the money to homeowners to raise the homes but the Internal Revenue Service considered the money granted as taxable income.

Commissioner Hartung said he recognized it would be a taxable event, but asked whether it was possible to move funds to other areas for potentially raising homes.

Mr. Aldean stated the funds were mobile within the realm of the 377B Plan, which was previously approved by this Board and later adopted by the TRFMA.

Commissioner Hartung asked about the process for a resident to have their home raised.

Mr. Aldean replied he would deliver the request directly to the TRFMA Board and it would occur quickly.

There was no public comment on this item.

12:10 p.m. The Board recessed.

12:15 p.m. The Board reconvened with all members present.

17-0189 **AGENDA ITEM 11** Receive presentation on a regional dispatch consolidation study; and provide direction to staff. Manager. (All commission Districts.)

Kevin Kerns of IXP Corporation conducted a PowerPoint presentation regarding the possibility of combining the 911 services into one shared service within the County. He presented slides entitled: Discussion Topics; Existing Communications Center Organizations – Washoe County; Existing Communications Center Organizations – City of Reno; Existing Communications Center Organizations – Shared Resources; Successful Communications Center Governance Strategies; Local Examples of Governance; No Major Barriers to Consolidation; Consolidated Staffing Model; Financial Model Scenarios; Wrap-up; Questions and Discussion. He reviewed each of the slides in the presentation. He explained the City of Reno and Washoe County were operating in the same location with common technology systems but were operating as separate operational entities, which would make consolidation between the two agencies easier. He talked about the importance of working collaboratively with a shared service and multiple entities. He noted it was imperative that all entities understood the cost allocations and the division of fees when working with shared services. He stated there would be some changes made to the operation to ensure consistency. He thought the County was at an advantage because of the regional relationships it already formed with other agencies. He explained the Financial Model Scenarios slide and noted there could be a substantial cost reduction with two of the three proposed models.

Commissioner Jung stated her only concern was in the hybrid approach, employees working together could have disparate pay for the same work in the same building.

Mr. Kern stated for the hybrid approach, employees would not be required to take a cut in pay but would stay at their current rate of pay until they caught up to the County ladder, then they would continue to climb the ladder from that point.

Commissioner Jung was concerned that two people doing the same job could be paid much differently.

Mr. Kern replied unless all employees were adjusted to the same pay scale that would be that scenario.

Commissioner Jung stated she was concerned about having employees with different compensation packages. She said notably, employees in dispatch positions took more sick time than normal due to excessive stress levels. She stated it would be fair to bring the employees up to the same level and then move forward from there. She thought it would be easier to attract and retain good employees who would love their jobs. She said the compensation was great, the potential for overtime was high, and she thought it would be wrong to reduce the pay or to have disparate pay for the same job.

Mr. Kern stated he often reviewed new consolidation orders created to bring all employees to one pay scale. He asked the Board not to be concerned about what was in these specific papers but to review the organizational structure, the responsibilities and determine the compensation accordingly. He stated the compensation could be slightly higher or lower than what the County was currently paying. He noted his mission was to give the Board an overview with three proposed approaches.

Commissioner Hartung thought there was a real issue with the disparity between dispatch and forensic services. He stated that issue needed to be addressed. He said if there was going to be a consolidated service; it needed to be a stand-alone agency that none of the current entities had control over, such as the Truckee Meadow Water Authority (TMWA) or the Reno-Sparks Convention and Visitors Authority.

Chair Lucey stated he agreed with Commissioner Hartung, but he thought there should be parity. He said if there was a consolidated forensic crime lab, a consolidated dispatch or both, then everyone would be required to pay for their portion of the costs and there should be no trade for services.

Mr. Kern stated that was not included in the scope of work he was asked to perform.

Chair Lucey stated it was something that needed to be discussed by this Board before making a decision to move forward with the consolidation. He thought that had been the continuous message of this Board for some time. Nothing had ever changed and he was not sure why that was not conveyed in the study or in the scope of work. This was something that needed to be taken up with staff.

Chair Lucey asked Legal Counsel Paul Lipparelli if a motion was needed to accept the report.

Mr. Lipparelli stated the Chair could take a motion to accept the report or provide direction to staff.

On motion by Commissioner Jung, seconded by Commissioner Hartung, which motion duly carried, it was ordered that Agenda Item 11 be accepted.

Commissioner Hartung asked if the Board wanted to provide direction to staff to come back with some of the issues that were discussed.

Commissioner Berkbigler thought that should happen otherwise the study was completed just to have another study. She agreed with Chair Lucey's concern regarding a mutual agreement but the issue was what was best for the County overall. She asked staff to bring back information to the Board regarding the pros and cons for a consolidation as far as the County was concerned.

Chair Lucey agreed with Commissioner Berkbigler and stated the city boundaries did not define a citizen of Washoe County. He noted that everyone that lived within the 6,600 square miles of the County was a resident of Washoe County. He encouraged the consolidation to be decided upon by geographical area. He directed staff to research alternative options to move forward.

Commissioner Hartung stated the closest agency that could respond, should respond but the local agency should be notified as well.

Chair Lucey agreed and stated they had challenges in south Washoe Valley with that issue and it needed to be resolved.

Commissioner Berkbigler stated that in addition to asking staff to look at the models, she thought the regional partners should be included in the discussions. She wanted the motion to include direction to staff to look at the study and determine direction, and to meet with the City of Reno to create an agreement.

Commissioner Herman thought the discussed meeting should include the Sheriff's Office and the fire services entities to obtain input that would be important.

Chair Lucey noted there was no need at this time to amend the motion.

There was no public comment on this item.

PUBLIC HEARING

17-0190

AGENDA ITEM 16 Public Hearing, discussion, and possible action on Appeal Case Number AX16-007 (Brian and Terry Nelson), an appeal of the Board of Adjustment's approval of Variance Case VA16-006 (Jeffery Eget) for the property at 45 E. Tuscarora Road, Crystal Bay, NV (APN 123-136-02) to: 1) reduce the front yard setback along Wassou Road from 20 feet to 7 feet to allow for a storage room below the existing deck; 2) reduce the side yard setback from 8 feet to 5 feet for a first floor addition on the main house and to expand the second floor to be in-line with the existing and proposed first floor additions; 3) reduce the front yard setback along Teresa Court from 20 feet to 10 feet, reduce the front yard setback along Tuscarora Road from 20 feet to 8 feet and reduce the side yard setback from 8 feet to 7 feet for a detached accessory structure to be used as a garage; 4) permit a second story above the garage; 5) allow additional plumbing fixtures in the accessory structure. The possible actions to be taken are to affirm, reverse, or modify the decision of the Board of Adjustment. Manager. (Commission District 1.)

The Chair opened the public hearing by calling on anyone wishing to speak for or against this Agenda Item.

Community Services Department Planner Eva Krause stated the variance applicant, Jeffery Eget, was present to speak regarding his case and to answer any questions. She explained Mr. Eget applied for a variance because he had an unusual shaped parcel that was narrow and steep with front yard setbacks on three sides. He had many issues trying to develop his property. She stated there was an existing cabin on the property that Mr. Eget wanted to maintain: therefore, he proposed to build a new garage with a second level on the upper portion of the lot. She indicated instead of tearing down the house and starting over, Mr. Eget wanted to make modifications and improvements to the property so he could better use the residence year-round. She indicated the variance request included setbacks, a garage, an upper story above the garage, additional plumbing and fixtures, a first floor addition on an existing residence and expansion of the second floor to be in-line with first floor addition. She said this went to the Board of Adjustment in October of 2016 and it was noted the bathroom on the side yard setback was incorrectly stated. At that time, the Board of Adjustment approved the garage, additional plumbing and fixtures, and the second story above the garage. She indicated staff prepared a new staff report correcting the side yard setback errors and in February of 2017, the Board of Adjustment reviewed and approved the side yard setback and additions to the existing residence. She noted the Board of Adjustment approved everything Mr. Eget requested. She indicated Brian and Terry Nelson appealed the decision stating that the guest room above the garage was a secondary residence. Ms. Krause explained that under Code, the structure did not qualify as a secondary residence because it did not have a kitchen, just a full bath. She continued that the Nelson's appeal included discrepancies with the slope on the lot, the driveway setback, and the removal of

healthy trees. She stated each of the Appellant's complaints were explained in the staff report.

James Borelli introduced himself as the architect and representative for the applicant, Mr. Eget.

Chair Lucey wanted confirmation that all requests had been granted by the Board of Adjustment. He was under the impression the Appellant was not in attendance.

Mr. Borelli stated the Appellants were not present nor had they attended any of the hearings.

Commissioner Berkbigler stated she had done research on the Board of Adjustment's approval and had received many comments from the Tahoe Regional Planning Agency (TRPA). She said the Appellants were unable to attend due to a scheduling conflict; however, they provided documents, including an email, which were placed on file with the Clerk. She stated she had issues with the maximum square footage of the new dwelling, which could not exceed 576 square feet pursuant to Tahoe Modifiers that applied to Incline Village and Crystal Bay. She indicated the original structure had to be the larger structure. She noted the supplied reports indicated the upper floor of the original structure was 456 square feet, the lower floor was 673 square feet and the basement was 507 square feet but the records indicate that property was only 774 square feet total.

Mr. Borelli stated those figures reflected the approved modifications for the existing residence.

Commissioner Berkbigler asked if the figures indicated what the original residence would be when it was completed.

Mr. Borelli stated that was correct.

Commissioner Berkbigler was concerned about the Tahoe Modifiers and the impact they had on building in the area. She thought the height of the property and the second story would exceed the TRPA height restrictions and possibly impede neighboring views of the lake.

Mr. Borelli stated the project would conform with the TRPA height restrictions.

Commissioner Berkbigler asked if the TRPA had approved the height of the proposed structure.

Mr. Borelli indicated he had not submitted anything to the TRPA for approval because he did not have an approved variance as of yet. He stated the project was designed to conform to all the TRPA regulations regarding coverage and height.

Commissioner Berkbigler wanted a guarantee that the old residence would be completed before the accessory dwelling was built. She stated she did not have a problem with building them together, but she did not want the new dwelling to be built and the original residence not to be completed. She indicated that would be a direct violation of County Ordinances and a violation of the TRPA Ordinances. She was also concerned that the accessory dwelling could easily be transformed into a living area by adding a refrigerator and microwave, which would change the structure to a secondary residence on the property. That would then be in violation of the TRPA Ordinances. She said if the Board was to approve the issue, she wanted it documented by the owners that the dwelling would never be in violation of the Ordinance. She did not want it to be perceived that the Board was providing special treatment to the owner.

Commissioner Hartung stated his concern was assuring compliance in perpetuity.

Commissioner Berkbigler stated there needed to be assurances that a kitchen of any kind would not be installed in the new structure.

Commissioner Hartung thought it was not possible to make assurances in perpetuity. He noted the County had no way to know what he had done in his home since the last permit he pulled a number of years ago.

Commissioner Berkbigler thought the issues needed to be fixed before any approval could occur.

Director of Community Services Dave Solaro stated this was problematic throughout the County, not just in this instance, which was the reason for Code compliance. He said there were many eyes throughout the County ensuring neighbors were not getting away with something. He admitted there was no guarantee that a property would never be utilized in a way that was against Code. However, there was a process in place that citizens could avail themselves of to ensure the County was following up with Code compliance. The process would be for the owner to provide a letter stating a kitchen would not be added to the structure, but after the property was sold to another owner compliance could not be guaranteed.

Ms. Krause stated this was a common occurrence in the County and was the reason the Code required a deed restriction which was placed on any accessory building. She explained it did not matter if it was a pool house, a tack room with a bath area, or a shop with a complete bathroom and wash station; if a structure was attached to plumbing and sewer a deed restricting the property was required. The deed restriction would state that unless the accessory dwelling was brought up to Code there could be no changes to the structure. She stated the deed restriction was attached to the property title and would continue to be in force upon the change of ownership. She noted a condition for approval of this variance was the requirement to place a deed restriction on the property.

Commissioner Hartung was still concerned that the County could not ensure compliance unless the building of the accessory dwelling was not approved. He stated he had seen many instances where dwellings were converted to accommodate the residents but were out of compliance with the Code.

Legal Counsel Paul Lipparelli stated there were three options, to uphold the decision of Board of Adjustment and find there were no errors; to reverse the decision, claiming there were errors that the Board of Adjustment made in making its findings; or the third option was to modify the decision made by the Board of Adjustment. He suggested if the Board opted for the third option, he would encourage a discussion with the Appellant and the Applicant to ensure the modifications were agreeable.

Chair Lucey stated he was notified the Appellants were present as well as their attorney.

Mr. Borelli stated living spaces above garages were routinely approved and this was not a unique situation in the County. He explained his client was not interested in having a kitchen in the dwelling and a deed restriction was already discussed with staff. He thought there were adequate mechanisms in place to address the Board's concerns. He explained there were many inaccurate statements made about the property by the Appellants. He indicated the Appellants were claiming the Applicant was being granted special privileges, although the Appellants had been granted the same variances. He spoke regarding the reference of the accessory dwelling as being a second residence, which was not the intent for the addition. He mentioned it was indicated that the driveway was only 10 feet deep when it was actually 16 feet deep. He stated during the design phase he met with a representative of the Washoe County Roads Department to review the setback variances to ensure the requested changes were acceptable. He was concerned the accessory dwelling was being referred to as a four-story house, when in fact it was a two-story accessory dwelling with a basement and an attic. He stated that was much different from a four-story house.

Rick Elmore introduced himself as the attorney for Brian and Terry Nelson, the Appellants. He stated Mr. and Mrs. Nelson had lived in their home for a number of years and were just a couple of lots away from the subject property. He indicated at the time their house was constructed there were different circumstances than the one currently presented. He said the circumstances and the Codes were different and that Mr. Borelli was certainly familiar with those circumstances because he was involved with the design of the Nelson's residence. He indicated there was not an existing house on the property when the Nelsons purchased the parcel. He thought there was more square footage going in to the new structure than existed in the current structure, which was a violation of Code. He stated the property owner was required to obtain an administrative permit when they filed for the variances. He claimed these variances would impact the neighbor's views and the new structure would create a safety hazard for

drivers going around the corner from Teresa Court onto Tuscarora Road due to the proximate of the structure to the street.

Commissioner Berkbigler thought neighbors did not get to tell property owners what they could do on their property as long as they complied with the rules. She stated she was concerned that these variances did not comply with the rules because of the square footage of the existing home. She wondered if the Board should deny the Board of Adjustment's approval and ask the owner and developer to reapply for the permit with the administrative permit and start the process again. She was concerned at the thought of having two living structures on one piece of property.

Property Owner Jeff Eget stated his intentions were for safety reasons because East Tuscarora Road was very steep and slippery during the winter months. He indicated a garage with access from Teresa Court was essential and the reason for the additional structure. He stated he was not trying to break any rules or be granted any special privileges; he was only trying to honor the historic 1936 cabin and create a safe entry and exit from his property. He said economically, he could build a new larger home for less money than what he was spending to preserve the cabin and gain safe access.

Commissioner Berkbigler thought that was a valid point and she understood his concern. She hoped Mr. Eget understood her concern that this could create a possible Code violation with two houses on the same property in Lake Tahoe. She asked Mr. Solaro if the Board approved the variances, would it go to the TRPA for review.

Mr. Solaro replied yes it would along with the entire building permit process. He stated before the applicant could obtain any permits, a list of steps had to be completed first and the variance approval was one of the steps. It would still be required to go through the TRPA and the Washoe County Building and Safety Department.

Commissioner Berkbigler asked whether the TRPA would require a public hearing. Mr. Solaro replied he did not believe it would.

Commissioner Hartung stated he had no issue with a garage being built, as long as it did not contain a living space. He was concerned if the accessory dwelling was approved, there would be no way to guarantee compliance. He did not argue the safety of the current situation where the garage access was, but he was against the building of an accessory dwelling.

Chair Lucey stated testimony from both sides of the party had been heard and he asked Commissioner Berkbigler to make a motion.

County Clerk Nancy Parent stated that earlier in the meeting there were statements about documents placed on file with her office and she indicated the only document she received was an email from Jana Murphy and a few attachments of

Washoe County Code. Commissioner Berkbigler stated she would provide the Clerk with the rest of the documents.

Commissioner Berkbigler stated in light of the concerns that she and Commissioner Hartung had, she thought the motion should be to reverse the Board of Adjustment's approval of variances and for the plan to be sent back for changes to be made. She wanted staff to work with Mr. Borelli and the owners to see if they could find some solutions for the issues.

On motion by Commissioner Berkbigler, seconded by Commissioner Hartung, it was ordered that the Board reverse the approval of the Board of Adjustment variance case number VA16-006 (Jeffery Eget) for the property at 45 East Tuscarora Road in Crystal Bay.

Mr. Lipparelli stated the Board's role was to decide to affirm, reverse or to modify the decision of the Board of Adjustment for the appealed variances. He indicated if the Board believed the Appellants had proved their case and the decision of the Board of Adjustment should be reversed; then he would urge the Board to review the criteria for granting of variances, and indicate for the record the ways in which the findings had not been met so that the parties understood what was wrong with the Board of Adjustment's decision and how to address it differently if it came back.

Commissioner Berkbigler thought the findings were not met from the perspective of special privileges; she thought special privileges were being granted because this would be two housing-type structures on the same lot. She suggested just building a garage with no bedrooms or laundry facilities so that Code would not be violated. She stated the appearance that there could be two houses on the property could indicate special privileges were granted for this property.

Commissioner Hartung thought there was detriment under finding number 2, which could be found on page 6 of the staff report, as he believed it would impair and affect the intent of the Development Code. He also believed the variance would potentially authorize use and activity that was not permitted by Code. He stated he could not make findings for finding numbers 2, 3 and 4.

Mr. Lipparelli asked if that was an amendment to Commissioner Berkbigler's motion.

Commissioner Berkbigler replied yes.

Commissioner Hartung agreed to second the amended motion.

Chair Lucey stated he had a motion from Commissioner Berkbigler, seconded by Commissioner Hartung with the amended language to include not being able to make findings for finding numbers 2, 3 and 4 for the approval of the variance.

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

Ms. Krause asked for clarification regarding the overruling. She wanted to confirm if all aspects were being overruled or just the garage, the second floor of the garage and the plumbing.

Mr. Lipparelli stated the application that was initially submitted had two different components: one was the setbacks, which were a common thing in the Tahoe areas because of the topography and lot configuration; and the other component was related to the plumbing in the accessory dwelling. He stated the Code limited fixtures to one in accessory structures and there was a variance sought for having more than that. He said the Board could reverse all the decisions or part of the decisions depending on how the findings were made. He noted he provided the Clerk the documents Commissioner Berkbigler referred to earlier, which was a 13 page double-sided packet of information containing Code sections and color photographs.

Commissioner Hartung stated he had no issues with the setbacks. He had an issue with the fact that the structure could be turned into an accessory living space and there was no possible way to deal with that in perpetuity.

Commissioner Berkbigler said she agreed with Commissioner Hartung that there were no issues with the setbacks and the only issue was the plan for the accessory dwelling as proposed.

Commissioner Hartung stated he agreed.

Commissioner Berkbigler clarified her motion stating she had no issues with the setbacks, only with the new structure due to the possibility of there being two living structures on one parcel.

Mr. Lipparelli said to ensure clarification, the Board's decision, if there was a majority vote, would be to sustain the Board of Adjustment's granting of a variance to reduce the front yard setback from along Wassou Road 20 feet to 7 feet; to reduce side yard setback from 8 feet to 5 feet, to expand the 2nd floor to be in line with the existing proposed first floor addition, to reduce setback on Teresa Court from 20 feet to 10 feet; the front yard setback along Tuscarora from 20 feet to 8 feet and the side yard setback from 8 feet to 7 feet. He indicated the dimensions were taken from the summary section of the staff report, which was part of the Board packet.

Commissioner Berkbigler confirmed Mr. Lipparelli's clarification.

Ms. Krause wanted to clarify the items being objected to were the 2nd-story above the garage and the additional plumbing fixings in an accessory structure, otherwise the setbacks were all related to the building placements and the 2nd floor

addition was for the main house going over into the side yard setback over the bathroom, and those were approved.

Chair Lucey stated that was correct.

On motion by Commissioner Berkbigler, seconded by Commissioner Hartung, on a vote of 4 to 1 with Commissioner Herman voting “no”, which motion duly carried, it was ordered that the Board affirm the approval of variance items 1 through 3 and reverse the variance items 4 and 5 of the Board of Adjustment’s variance case number VA16-006 (Jeffery Eget) for the property located at 45 East Tuscarora Road in Crystal Bay.

- 17-0191** **AGENDA ITEM 14** Discussion and 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 Manager. (All Commission Districts.)

John Slaughter stated Agenda Items 14 and 15 would be opened at the same time as the items were both related to legislative issues. He said he did not have any information related to legislative issues from Truckee Meadows Fire Protection District Chief Charles Moore. He asked whether any of the Commissioners had any particular issues that needed to be discussed.

Chair Lucey stated there were no items that needed to be discussed.

There was no public comment or action taken on this item.

- 17-0192** **AGENDA ITEM 15** Discussion and direction to staff regarding legislation or legislative issues proposed by legislators, by Truckee Meadows Fire Protection District 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 of Fire Commissioners to be of critical significance to Truckee Meadows Fire Protection District. Truckee Meadows Fire Protection District. (All Commission Districts.)

There was no public comment or action taken on this item.

- 17-0193** **AGENDA ITEM 17** Public Comment.

Cathy Brandhorst spoke about matters of concern to herself.

17-0194 AGENDA ITEM 18 Announcements/Reports.

Commissioner Herman stated she had heard that Reno was benefitting from marijuana by way of a privilege tax and wondered if the County could impose a similar tax. She questioned about the arboretum budget and thought they had received a \$5 million donation. She stated she had a small amount of money left in her discretionary funds and wanted to send it to the Vya Conservation District. She thanked the Army National Guard for their diligent work in Lemmon Valley filling sandbags and assisting homeowners with the sandbagging process. She said some Veteran groups were also volunteering their time. She thanked Governor Sandoval, Homeland Security Advisor Caleb Cage and all the people that donated their time and effort.

There was no public comment or action taken on this item.

COMMUNICATIONS AND REPORTS

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

COMMUNICATIONS:

- 17-0195** Letter from the Chairman of the Washoe County Commission, Bob Lucey, dated January 11, 2017 regarding “Authorization to Accept Process Service of Summons and/or Complaint”. The letter provides authorization to the Washoe County Manager, John Slaughter, and any member of the Office of the County Manager Mr. Slaughter designates to accept process service of any summons/or complaint on behalf of Washoe County, as well as on behalf of Mr. Lucey as Chairman of the Washoe County Commission.
- 17-0196** Letter from Washoe County Commissioner Jeanne Herman, dated January 11, 2017 regarding “Authorization to Accept Process Service of Summons and/or Complaint”. The letter provides authorization to the Washoe County Manager, John Slaughter, and any member of the Office of the County Manager Mr. Slaughter designates to accept process service on behalf Commissioner Herman.
- 17-0197** Letter from Washoe County Commissioner Vaughn Hartung, dated January 11, 2017 regarding “Authorization to Accept Process Service of Summons and/or Complaint”. The letter provides authorization to the Washoe County Manager, John Slaughter, and any member of the Office of the County Manager Mr. Slaughter designates to accept process service on behalf Commissioner Hartung.

- 17-0198** Letter from Washoe County Commissioner Kitty Jung, dated January 11, 2017 regarding “Authorization to Accept Process Service of Summons and/or Complaint”. The letter provides authorization to the Washoe County Manager, John Slaughter, and any member of the Office of the County Manager Mr. Slaughter designates to accept process service on behalf Commissioner Jung.
- 17-0199** Letter from Washoe County Commissioner Marsha Berkbigler, dated January 11, 2017 regarding “Authorization to Accept Process Service of Summons and/or Complaint”. The letter provides authorization to the Washoe County Manager, John Slaughter, and any member of the Office of the County Manager Mr. Slaughter designates to accept process service on behalf Commissioner Berkbigler.
- 17-0200** Letter from Washoe County District Attorney Christopher Hicks to Washoe County Clerk Nancy Parent, dated January 31, 2017, regarding claims made against Truckee Meadows Fire Protection District for tortious conduct for the calendar year 2016.
- 17-0201** Letter from Washoe County District Attorney Christopher Hicks to Washoe County Clerk Nancy Parent, dated January 31, 2017, regarding claims made against Sierra Fire Protection District for tortious conduct for the calendar year 2016.
- 17-0202** Letter from Washoe County District Attorney Christopher Hicks to Washoe County Clerk Nancy Parent, dated January 31, 2017, regarding claims made against Washoe County Fire Suppression District for tortious conduct for the calendar year 2016.
- 17-0203** Letter from Washoe County District Attorney Christopher Hicks to Washoe County Clerk Nancy Parent, dated January 31, 2017, regarding claims made against Nevada Tahoe Conservation District for tortious conduct for the calendar year 2016.
- 17-0204** Letter from Washoe County District Attorney Christopher Hicks to Washoe County Clerk Nancy Parent, dated January 31, 2017, regarding claims made against Washoe County for tortious conduct for the calendar year 2016.
- 17-0205** Letter from Washoe County Treasurer, Tammi Davis, dated February 23, 2017 regarding Banking Services Agreement between Washoe County and Bank of America to be extended for one more year effective through December 31, 2017. Original agreement is dated December 8, 2009 and was previously extended to December 31, 2016. A copy of the agreement is attached.

MONTHLY FINANCIAL STATEMENTS:

- 17-0206** Office of the Washoe County Treasurer, Monthly Statement for Month Ending December 31, 2016.
- 17-0207** Office of the Washoe County Treasurer, Monthly Statement for Month Ending January 31, 2017.
- 17-0208** Office of the Washoe County Treasurer, Monthly Statement for Month Ending February 28, 2017.

QUARTERLY STATEMENT:

- 17-0209** Washoe County School District, Quarterly Report – First Quarter July 1, 2016 – September 30, 2016.
- 17-0210** Washoe County School District, Quarterly Report – Second Quarter July 1, 2016 – December 31, 2016.

* * * * *

1:49 p.m. There being no further business to discuss, the meeting was adjourned without objection.

BOB LUCEY, Chair
Washoe County Commission

ATTEST:

NANCY PARENT, County Clerk and
Clerk of the Board of County Commissioners

*Minutes Prepared by:
Doni Gassaway, Deputy County Clerk*

RESOLUTION TO SET FEES
May 1, 2017

WHEREAS, the Board of County Commissioners of Washoe County, pursuant to NRS 259.025 and Washoe County Code Chapter 35.290 has the authority to create fees and charges for the Regional Medical Examiner's Office; and

WHEREAS, the Regional Medical Examiner's Office provides autopsies, medical examinations, and other related services to extra-jurisdictional governmental agencies, businesses, and citizens; and

WHEREAS, the Regional Medical Examiner's Office seeks to recover the costs associated with the provision of such services to those extra-jurisdictional governmental agencies, businesses, and citizens; now, therefore, be it

RESOLVED by the Board of Commissioners of Washoe County that it is the intention of the Board to set and approve fees that the Regional Medical Examiner's Office may charge and collect from extra-jurisdictional government agencies, businesses, and citizens for services rendered as follows:

Postmortem Examinations

Autopsy	\$2,300.00
Head Post (head-only autopsy)	\$1,300.00
External Medical Examination	\$ 950.00
Consultation Case Sign-out	\$ 300.00
Jurisdiction Terminated with Assist	\$ 100.00
Decomposed Supplemental Fee	\$ 300.00
Obese (BMI > 40) Supplemental Fee	\$ 300.00
Child/Infant Supplemental Fee	\$ 500.00
Homicide Supplemental Fee	\$ 500.00
Fire/Burned Supplemental Fee	\$ 300.00
Biohazard/Infectious Supplemental Fee	\$ 300.00

Toxicology Review / Interpretation Fee	\$ 75.00
Toxicology and Neuropathology Preparation and Handling Fee	10% of cost
Lab Work, Toxicology, Subcontractors, and Special Examinations	Actual Cost
Body Storage Fee – Facility Use Fee	\$ 50.00/day

(For storage after 48 hours post-autopsy)

Autopsy Report Fee (less than 10 years old)	\$ 25.00
One copy free to legal next-of-kin upon request	
One copy free to law enforcement and primary care physician	
Autopsy Report Fee (over 10 years old)	\$ 50.00
Autopsy Photographs and X-Rays (CD/Electronic)	\$ 30.00

Legal Consultation and Testimony by Medical Examiner (per District Attorney or other Attorney/Court):

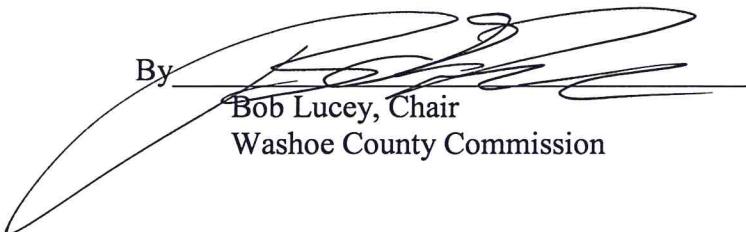
Case preparation	\$ 450.00/hour
Records Review	
Phone Consultation/Conference	
Research for Case	
Report Preparation and Other Items Provided	
Travel Time	\$ 450.00/hour
Wait Time	\$ 450.00/hour
Travel Expenses - Actual Cost (per approval or arrangement by referring agency)	
May include: Airfare, vehicle rental, mileage allowance, lodging, etc.	
Testimony (Court, Grand Jury, Deposition)	\$ 450.00/hour

All fees for services rendered pursuant to contracts with extra-jurisdictional agencies and this Resolution shall become effective May 1, 2017 and be deposited in the County's General Fund.

Adopted this 14th day of March, 2017.

BOARD OF COUNTY COMMISSIONERS
OF WASHOE COUNTY

By


Bob Lucey, Chair
Washoe County Commission

ATTEST:


Nancy L. Parent
County Clerk