

BOARD OF COUNTY COMMISSIONERS
WASHOE COUNTY, NEVADA

FRIDAY

2:00 P.M.

JANUARY 6, 2017

PRESENT:

Bob Lucey, Chair
Marsha Berkgigler, 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 2:00 p.m. in an Emergency Meeting 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:

16-0017 AGENDA ITEM 3 Public Comment.

There was no public comment on this item.

Paul Lipparelli explained the nature of an emergency meeting was to discuss items only related to the emergency. He stated the emergency declaration would need to be ratified at a future meeting. He noted this meeting was called to discuss the pending storms and the actions needed for an emergency to be declared.

16-0012 AGENDA ITEM 4 Presentation on current and short term weather conditions and associated impacts on Washoe County. Manager (All Commission Districts.)

Jon Mittelstadt from the National Weather Service conducted a PowerPoint presentation, which was placed on file with the Clerk. He reviewed slides entitled: Atmospheric River Simulation; Initial Hit of Snow, Freezing Rain Saturday; Prolonged, Strong Atmospheric River Saturday – Monday; Truckee River @ Reno; Truckee River @ Vista; Messaging; Words of Advice; Hazards Timeline; Sunday – Monday Snowfall Projections; Top Messages; and Truckee River @ Reno. He highlighted the areas that would be affected the most and stated the National Weather Service were confident that flooding would occur. He indicated more storms were projected for the following week.

Chair Lucey stated the rainfall from the impending storm would accumulate to an amount equal to the average annual amount of rainfall.

Jay Aldean, Executive Director of Truckee River Flood Project, explained additional details of the maps that Mr. Mittelstadt's presented. He stated the maps were a simulation of the 2005-2006 flood events and indicated the yellow areas specified flooding up to 1 foot, the orange areas specified flooding up to 2 feet and the red areas specified flooding over 2 feet. He said some of the red areas were flooded as much as 9 feet. He stated the upper section of the airport was clear and planes would be able to arrive and depart. He explained the need for available shelter for the homeless during flooding.

There was no public comment on this item.

16-0013 **AGENDA ITEM 5** Discussion and possible declaration of state of emergency due to the anticipated effects of the series of high-precipitation storms predicted for Northern Nevada including possible flooding of the Truckee River and other local natural and constructed drainage facilities. Manager. (All Commission Districts.)

County Manager John Slaughter stated he had copies of the declarations of emergency from the Cities of Reno and Sparks, which would be distributed to the Board. The declarations were placed on file with the Clerk.

Chair Lucey asked if Mr. Slaughter could outline the purpose of the declaration of emergency for the Board.

Mr. Slaughter replied the County's resources would be strained over the upcoming days. He indicated the declarations for the Cities of Reno and Sparks would be provided to the Governor with the County's declaration. He stated the County was prepared and had started discussions with the State for resources such as the National Guard, Nevada Division of Forestry and other resources from outside of the area. He said when the Governor recognized the declaration, the resources would begin moving towards the County to position themselves in preparation for flooding. He stated there were other items that the declaration would allow him to purchase that were necessary during an emergency.

Commissioner Lucey said he knew the County had the Governor's complete support during the emergency.

Legal Counsel Paul Lipparelli explained the process to declare the emergency. He indicated if the Commissioners were not available to gather, Mr. Slaughter would determine the need to call the state of emergency. He stated the declaration of emergency would last until the need for it was completed. He reiterated that emergencies triggered costs for overtime, equipment and other out of the ordinary items.

Commissioner Herman wondered if there was a downside to determining a state of emergency so soon.

Mr. Slaughter stated considerable discussion had taken place regarding the timing of the declaration. He indicated the resources would need time to be positioned within the flood areas and declaring the emergency at this meeting would provide them with the needed time.

On motion by Commissioner Hartung, seconded by Commissioner Lung, which motion duly carried, it was ordered that the written Declaration of State of Emergency be approved.

There was no public comment on this item.

16-0014 **AGENDA ITEM 6** Public Comment.

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

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2:28 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*

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

TUESDAY

10:00 A.M.

JANUARY 10, 2017

PRESENT:

Bob Lucey, Chair
Marsha Berkbigler, Vice Chair
Kitty Jung, 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:

17-0017 AGENDA ITEM 3 Public Comment.

Richard Fripp stated he lived in Lemmon Valley near Mistletoe and Idaho Streets. He said water was rushing down a nearby mountain which created a river around his home. He noted the streets were higher than the homes and the culverts were unable to drain the water that collected in the ditches because they were blocked. He said the culverts were not consistent in size which created more significant water backup and flooding. He stated many of the culverts in the area were blocked with debris.

Elise Weatherly spoke regarding the Lord's love, natural disasters and warnings that should not be ignored. She provided her business card, which was placed on file with the Clerk.

Jackie Bryant, Administrator of the Second Judicial District Court, stated she had been involved in the flood preparations. She was impressed by the preparations the County made for the impending flooding. She said many unsung heroes worked diligently to protect the community and its citizens. She noted the flooding could have been significantly worse had the County not been so prepared.

Donna Robinson from Lemmon Valley thought the County had abandoned the North Valleys area during the recent flooding. She stated the flooding was more severe than it had been in the past. She indicated the ditches were filled with weeds, wood and debris which would not allow the water to flow freely. She mentioned a family

had purchased a house near Tupelo and Idaho Streets the previous week and their home flooded. She provided pictures of the flooding, which were placed on file with the Clerk.

Ed Hawkins stated as a past Community Advisory Board (CAB) member he had met with Commissioner Herman regarding the drainage and culvert issues in Lemmon Valley. He indicated his home was on Pepper Way and his property was not as affected as some of his neighbors were. He stated the Planning Commission previously denied a plan for building near Lemmon Valley Elementary School because of flooding issues. He asked the Board to address this issue.

17-0018 **AGENDA ITEM 4** Announcements/Reports.

John Slaughter, County Manager, requested Agenda Item 17 be removed from the agenda and brought back at a future date. He noted there were issues with the County's programming on Charter channel 193, but the meeting would be streamed live on the Washoe County website. He thought the issue would be corrected before the next meeting.

Commissioner Herman was concerned about the flooding in Lemmon Valley. She thought using contractors to work on the ditches or applying for grants could be viable options to resolve or lessen the flooding issues. She asked about the ability for property owners in Monte Cristo Ranch to begin building. She asked for more Community Advisory Boards to be formed. She requested an update about the designated shooting area signs on Peavine Mountain. She was concerned about annexation issues in the area and she thought the County should research the process Las Vegas used to resolve their annexation issues. She wanted to ensure the changes in the water rights would not put the County in danger of losing needed water in the area. She hoped there were resources available to assist in the cleanup of Sun Valley because there was significant fire danger when people illegally dumped in open areas.

Commissioner Hartung asked for a presentation about the existing annexation agreement. He hoped changes could be made in the future to improve the process. He was concerned about flooding in Spanish Springs. He indicated Spanish Springs residents paid an additional storm water utility program fee in addition to their property taxes. He stated the area suffered from significant flooding and the storm water utility worked as it was designed to, although the amount of water exceeded the maximum amount it was designed for. He mentioned other areas should consider establishing a storm water utility program to avoid future flooding. He noted the low levels of the regional lakes and reservoirs caught a significant amount of water.

Commissioner Jung requested a contract oversight committee be established to manage the creation of new contracts and to monitor compliance for existing contracts. She wanted the County to do the best job possible with taxpayer dollars.

Commissioner Berkbigler said the ditches and streams in the region had serious problems and not just in Lemmon Valley. She indicated County staff, the Sheriff's Office, the City of Reno and the City of Sparks all did an outstanding job working together to limit the damage by floodwaters. She spoke about the continued flooding in Lemmon Valley and asked if the soil was clay, which she said would absorb water slowly. She wondered if there needed to be more areas with storm water utility programs to assist with floodwater control. She thought the flooding issues in the entire region needed to be addressed. She asked for information regarding Waste Management's services in the rural areas. She stated many citizens were concerned about not being able to utilize their personal waste containers and she had hoped the issues would have been resolved prior to the approval of an agreement.

Chair Lucey thanked the Commissioners and staff for their forethought and preparations during the recent flood event. He stated the entities worked well together to protect the citizens and properties from flooding. He thanked the Cities of Reno and Sparks, Animal Services and the Emergency Management Team who worked around the clock before, during and after the flood events. He thanked Governor Sandoval for his support during the emergency. He stated much of the flooding was not from the Truckee River, but from ditches and streams. He said there were a number of issues that needed to be resolved prior to another emergency. Overall, he was pleased with how the preparations prevented excessive flooding and that there were no casualties. He stated he received many phone calls from citizens regarding Waste Management issues. He wanted to resolve the issues quickly.

Mr. Slaughter stated the County was still in a declared emergency and he intended to keep it open. He noted there were more weather events in the forecast and he was concerned about additional flooding. He said the County was continuing to monitor areas that were considered dangerous, assess the damage and begin debris cleanup. He stated there was a representative from the Federal Emergency Management Agency (FEMA) in the area to assess the damaged areas.

Chair Lucey wanted the Board to continue to receive updates from the County Manager or staff related to the emergency.

Mr. Slaughter stated issues related to the flood events would be agendaized to provide updates to the Board. He noted a discussion regarding ditches would happen in conjunction with the updates.

Commissioner Jung asked for the Commissioners to receive a more detailed and personal update rather than through the mass emails which were sent out to the public. She thought the Commissioners might prefer a different method of notification. She wanted an update on ditches, who owned them and who was responsible for maintaining them.

Commissioner Berkbigler acknowledged the lifesaving efforts to rescue the homeless. She was pleased the residents of Record Street were relocated to a safe location at Wooster High School.

Commissioner Hartung thanked staff and the Cities of Reno and Sparks. He commended the Washoe County School District for opening their facilities to help people in need.

There was no public comment on this item.

CONSENT AGENDA ITEMS 5A THROUGH 5H2 (add items).

- 17-0019** 5A Approve minutes for the Board of County Commissioner's regular meeting of November 29, 2016.
- 17-0020** 5B Approve an adjustment to the Community Services Department travel and training general fund line item budgets by [moving \$10,000.00 from the training line item budget to the travel line item budget]. Community Services. (All Commission Districts.)
- 17-0021** 5C Award Request for Proposal #3001-17 for Marketing, Advertising, and Media Buying Services for select Washoe County Health District (WCHD) Programs, to KPS3, [in the amount of \$111,984.00] with WCHD retaining an option to contract for additional programs through September 30, 2017. Comptroller. (All Commission Districts.)
- 17-0022** 5D Approve recommendation for Commission District Special Fund grants for Fiscal Year 2016-2017 for Commission District 3 in the [total amount of \$16,000]; District 3 Commissioner Kitty Jung recommends a [\$16,000] grant to Awaken to support efforts addressing sex trafficking, prostitution, and commercial sexual exploitation through the Awaken Drop-in Center and approve the resolution necessary for the same. Manager. (Commission District 3.)
- 17-0023** 5E Approve purchase and implementation of a new Genetec Enterprise Video Management software system from Powercomm Solutions, 450 Sunshine Lane, Reno, NV 89520-0027 at a cost of [\$49,497]. Technology Services. (All Commission Districts.)
- 17-0024** 5F Recommendation to approve reclassification requests for a vacant Administrative Secretary Supervisor, pay grade K, to Office Support Specialist, pay grade H (Sheriff's Office), a vacant Appraisal Assistant, pay grade G, to Appraisal Support Specialist, pay grade H (Assessor's Office), a vacant Administrative Legal Secretary, pay grade L, to Administrative Assistant II, pay grade L (Juvenile Services); and four new intermittent hourly positions (Communications Specialist, Property

Inventory Clerk, Jail Cook and Criminalist Trainee) at the Sheriff's Office, as reported to the Job Evaluation Committee. Net annual savings for FY 16/17 is estimated at \$10,339. Human Resources. (All Commission Districts.)

17-0025 **5G1** Acknowledge receipt of the Washoe County Law Library Annual Report 2016. District Court. (All Commission Districts.)

17-0026 **5G2** Approve to reappoint one attorney member and reappoint one non-attorney member to the Law Library Board of Trustees. It is recommended that Michael Kattelman serve as an attorney member for a two-year term expiring on January 31, 2019, and Pamela Gullihur serve as a non-attorney member for a two-year term expiring January 31, 2019. Candidates will satisfy the attorney position and non-attorney position required for the Law Library Board of Trustees. District Court. (All Commission Districts.)

17-0027 **5G3** Approve uniform salary ranges and change to position titles as set forth by the Second Judicial District Court, and to direct the Human Resources department to make the necessary adjustments. District Court. (All Commission Districts.)

17-0028 **5G4** Approve the Board of County Commissioners to retroactively acknowledge a grant award from the National Resource Center for Supported Decision-Making, through the Quality Trust for Individuals with Disabilities, Inc., to the Second Judicial District Court [in the amount of \$4,000.00] to further education regarding supported decision-making agreements, and implement their use statewide, effective December 1, 2016 through November 30, 2017, and direct the Comptroller's Office to make the necessary budget amendments. District Court. (All Commission Districts.)

17-0029 **5G5** Approve the Board of County Commissioners to retroactively acknowledge the grant award and Intern Site Agreement for Placement of Students Pack Internship Grant Program between the Nevada System of Higher Education on behalf of the University of Nevada, Reno and the Nevada Career Studio (collectively referred to as the "University") and the Second Judicial District Court (the "Intern Site") to create opportunities for students at UNR to work as paid interns, [in the amount of \$5,760.00 no match required], effective August 1, 2016 through July 31, 2018; acknowledge the creation of three (3) Public Service Intern positions; and direct the Comptroller's Office to make the necessary budget adjustments. District Court. (All Commission Districts.)

17-0030 **5H1** Approve a grant award [not to exceed \$17,200, no match required] from the U.S. Marshals Service for reimbursement of overtime costs

incurred while participating in the U.S. Marshals' Regional Fugitive Investigative Strike Teams (FIST) during the retroactive Federal FY 2017 period of 10/19/2016-9/30/17; and if approved, authorize Comptroller's Office to make necessary budget amendments. Sheriff. (All Commission Districts.)

- 17-0031** **5H2** Approve the grant award from the State of Nevada Department of Public Safety, Office of Criminal Justice Assistance 2016 Paul Coverdell Forensic Science Improvement (FSI), Project No. 16-FSI-03 for [\$57,380.00, no County match required] to purchase a Thermo Scientific Analyzer and cameras to be used in the Forensic Science Division for the retroactive grant period of 01/1/17 through 12/31/17 and if approved, direct Comptroller's Office to make necessary budget amendments. Sheriff. (All Commission Districts.)

Emily Reed, Program Manager of the Law Library spoke regarding item 5G5 and reviewed highlights from 2016. She stated 18,176 individuals from the community visited or accessed the available resources of the Self Help Center and Law Library. She said the Lawyer in the Library Program was in its 17th year and had assisted 1,133 people with legal issues. She indicated of the 1,133 individuals assisted, 623 were interested in Family Law matters, 433 were helped with General Law matters and 77 dealt with Probate matters. She stated the Law Library collaborated with the Northern Nevada Women's Lawyers Association and held an event with 23 volunteer attorneys. She said the event was successful and they assisted 84 individuals from the community. She stated they received the Community Partnership Award from Nevada Legal Services and the Patriotic Employer Award for their work with Jessica Burgoon, who was a member of the Law Library and a member of the Army National Guard. She indicated Ms. Burgoon was currently stationed abroad and they were excited for her return. She explained the Law Library's top focus for 2017 was to enlighten the citizens about the free resources available. She said one of their first projects involved the University of Nevada Reno (UNR) Pack Internship Program, which was on the agenda and would hopefully be approved. The Self Help Center and Law Library wanted to help people address any legal issues they could be facing. She asked the Commissioners to refer people in need of legal services to the Self Help Center and Law Library.

On motion by Commissioner Hartung, seconded by Commissioner Herman, which motion duly carried, it was ordered that Consent Agenda Items 5A through 5H2 be approved. Any and all Resolutions or Interlocal Agreements pertinent to Consent Agenda Items 5A through 5H2 are attached hereto and made a part of the minutes thereof.

BLOCK VOTE (6, 7, 8, 9, 10, and 12).

- 17-0032** **AGENDA ITEM 6** Acknowledgment of Publication of Notice of Intent to Augment Budgets and approval of the attached resolution to augment the Other Restricted Special Revenue Fund [in the amount of \$420,000] to appropriate Reno Justice Court's collection fee revenue generated from previously unbudgeted sources; and direct the Comptroller to make the appropriate budget adjustments (net impact to General Fund is zero). Reno Justice Court. (All Commission Districts.)

There was no public comment on this item.

On motion by Commissioner Berkbigler, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 6 be acknowledged, approved and directed. The Resolution for same is attached hereto and made a part of the minutes thereof.

- 17-0033** **AGENDA ITEM 7** Approve an Agreement for Professional Consulting Services between Washoe County and MBA Architecture & Interior Design to provide design and engineering services for future CPS Visitation Center located at 905 E. Prater Way in Sparks, Nevada [\$116,610]. Community Services. (Commission District 4.)

There was no public comment on this item.

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

- 17-0034** **AGENDA ITEM 8** Recommendation to approve a direct grant award from the National Institute of Justice (NIJ) FY16 DNA Capacity Enhancement and Backlog Reduction Program, Project No 2016-DN-BX-0086 for [\$267,156.00, no county match required] for the DNA Backlog Reduction Program for the retroactive grant period of 01/01/2017 – 12/31/2018; and if approved authorize Comptroller's Office to make necessary budget amendments; and if approved authorize Human Resources to create 1.0 FTE Criminalist Trainee position upon JEC review and approval. Sheriff. (All Commission Districts.)

There was no public comment on this item.

On motion by Commissioner Berkbigler, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 8 be approved and authorized.

- 17-0035** **AGENDA ITEM 9** Recommendation to approve receipt of a direct grant award [\$158,064.00, no County match required] from the Bureau of

Justice Assistance (BJA), State Criminal Alien Assistance Program (SCAAP), FY2016, Project number 2016-AP-BX-0447, to the Washoe County Sheriff's Office, Detention Bureau. Beginning date of the grant term is retroactive to October 1, 2016, with no end date. If approved, direct the Comptroller's Office to make the necessary budget amendments. Sheriff. (All Commission Districts.)

There was no public comment on this item.

On motion by Commissioner Berkgigler, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 9 be approved and directed.

17-0036 **AGENDA ITEM 10** Recommendation to approve the Interlocal Contract for Services between Washoe County Sheriff's Office and Reno-Sparks Indian Colony Police Department to provide dispatch services at a rate of [\$161,663.52 per fiscal year] beginning retroactively from July 1, 2016. Sheriff. (All Commission Districts.)

There was no public comment on this item.

On motion by Commissioner Berkgigler, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 10 be approved. The Interlocal Contract for same is attached hereto and made a part of the minutes thereof.

17-0037 **AGENDA ITEM 12** Possible action to: 1) Approve a License Agreement between Washoe County and Truckee Meadows Water Authority for a Galena Creek Stream Gage facility; and 2) approve a License Agreement between Washoe County and Truckee Meadows Water Authority for a Whites Creek Stream Gage facility; and 3) authorize the Community Services Department Director to sign both Agreements and future amendments on behalf of Washoe County. Community Services. (Commission District 2.)

There was no public comment on this item.

On motion by Commissioner Berkgigler, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 12 be approved and authorized.

17-0038 **AGENDA ITEM 11** Recommendation to appoint Laura Knight, M.D. to the position of Chief Medical Examiner and Coroner effective January 10, 2017 with an annual salary of \$260,748.80. Manager. (All Commission Districts.)

Dr. Knight thanked the Commissioners and the County Manager for their support.

There was no public comment on this item.

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

17-0039 **AGENDA ITEM 13** Discussion and action on changing Washoe County's bill draft requests (BDR) to the Nevada Legislature including amending or withdrawing BDR 22-433 (Assembly Bill 39) concerning the composition of the Regional Planning Governing Board and possible direction to staff on communications to the Regional Planning Governing Board concerning regional planning legislation. Manager. (All Commission Districts.)

Legal Counsel Paul Lipparelli stated as a statutory part of the Regional Planning Agency and its Governing Board, there were a number of documents that governed the work of the Agency, the Governing Board and the Regional Planning Commission. He said years ago there was litigation between the County and the Regional Planning Commission over issues arising from development and water systems in Verdi and surrounding areas. He indicated a settlement agreement was entered into between the parties after litigation with former District Judge, now Supreme Court Justice Hardesty, who was assigned to the case originally and stayed with the case as a mediator arbitrator. He said when the Board of County Commissioners voted to send a request to the Legislature to amend the composition of the Regional Planning Governing Board (RPGGB) and to remove the limitations on the Commission District's required seats on the RPGGB, the Regional Planning Agency voted to challenge Washoe County's action through a lawsuit. The RPGGB claimed the action was a violation of the settlement agreement, of state law and procedures under the regional plan. Mr. Lipparelli stated the RPGGB's legal action was stayed until this date so this Board could have an opportunity to reconsider its request to the Legislature. He said he sent a memo to the Commissioners that provided an analysis of the County's position about the alleged violations of the settlement agreement and the state law. He noted he did not believe the County's request to the Legislature constituted a violation. He stated this item was the Board's opportunity to reconsider the bill draft request (BDR). He said the item allowed the Board to withdraw, modify, discuss or make any changes it felt was appropriate under the circumstances.

Commissioner Berkbigler stated this was an area of great concern to her for a number of reasons, but the legislative mandates regarding the County's representation was her biggest concern. She thought the Legislature should perform a complete review of the RPGGB, but she admitted it would not occur during this legislative session. She expressed her concern regarding the RPGGB structure and said at the least it should be restructured to ensure equal representation amongst the involved entities. She stated no entity should possess more influence over another. She said the Rancharrah

Development was approved without going before the RPGB and she thought the infrastructure could not sustain increased population without impacts to the area. She was concerned whether the RPGB was an essential board if it was not required to approve all projects within the region. She indicated the agenda for the RPGB for the next year consisted of studies being performed in conjunction with other agencies such as the Regional Transportation Commission and the Truckee Meadows Water Authority. She thought two boards addressing the same issue was not necessary. She thought the annual budget of \$600,000 that was allocated for the RPGB could be spent on more desirable projects such as cleaning ditches in flood prone areas. She wanted the item to move forward to the Legislature.

Commissioner Herman stated her views were different because she thought the issue could have been resolved by handling the annexation issues. She said she was responsible for District 5 and she thought the BDR would put the citizens of District 5 at a disadvantage. She thought the studies regarding water and other services needed to be considered because the population was nearing the maximum capacity that the infrastructure could sustain. She was opposed to this item going forward.

Commissioner Hartung stated he would not suggest the Board withdraw the BDR but he thought there were other ways to solve the issues.

Commissioner Jung stated she was not supportive of the duplication of work that continued to happen with the RPGB. She thought the Legislature had no right to mandate the selection of the Commissioners and Districts who would represent the RPGB. She stated the Cities of Reno and Sparks did not have the same mandate. She thought it created a situation where Commissioners who served on the RPGB could go against the Board of County Commissioners majority decisions without a way to sanction them. She said she was opposed to pulling this item. She indicated the City of Reno's elected officials agreed with her views but the City of Sparks was concerned about backlash from the Legislature. She thought the County had a good reputation at the Legislature and she wanted to go forward with the BDR.

Chair Lucey stated the RPGB's structure was unequal and unfair. He said the region needed consistency and a level of civility when spending tax dollars. He thought the RPGB was redundant and lacked functionality. He was opposed to pulling the BDR and wanted it to move forward to the Legislature. He was aware of Commissioner Herman's concerns about District 5 being at a disadvantage but he was considering the entire County, not just the unincorporated districts.

There was no public comment on this item.

On motion by Commissioner Berkbigler, seconded by Commissioner Jung, which motion duly carried, with Commissioner Herman voting "no", it was ordered not to withdraw BDR 22-433 (Assembly Bill 39) concerning the composition of the Regional Planning Governing Board from the Nevada Legislature.

17-0040 **AGENDA ITEM 14** Discussion and direction to staff regarding 2017 Nevada Legislative Session and other legislative issues proposed by legislators, 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.)

County Manager John Slaughter stated it was his intention to bring this item back during a future meeting. He said if there was additional information the Board wanted to include in the bill draft requests, this would be the time to address them.

Commissioner Berkbigler thanked Mr. Slaughter for the opportunity to view the item. She wanted to ensure the tax issues that would impact the County were clarified. She requested information on any proposals related to Animal Services issues.

Commissioner Jung hoped the delay would allow the opportunity for a new person to be in place to provide the legislative update. She stated the new person needed to meet with each Commissioner to discuss the upcoming legislative session.

Chair Lucey wanted to ensure that the taxation of property and marijuana issues were addressed. He requested information about the BDR concerning annexation. He wanted insight regarding the processes the Department of Taxation would utilize for recreational marijuana and how the funds would be distributed. He stated few people knew what the Governor was going to propose as far as budgets were concerned. He said there had been discussions regarding tourism, the Livestock Events Center and the Department of Agriculture. He requested an update on these items prior to the next legislative briefing.

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

17-0041 **AGENDA ITEM 15** Discussion and possible action with regard to appointment and/or reappointment of Commissioners to boards and commissions, alteration of terms of service on boards and commissions where legally permissible, and such other action as the Board of Commissioners may desire to take in regard to these administrative matters. Manager. (All Commission Districts.)

County Manager John Slaughter read the current appointments and the Board made changes to the reappointments.

The appointments are as follows:

Board/Commission	Commissioners
Community Assistance Center Transitional Governing Board	Commissioner Jung
Criminal Justice Advisory Committee	Commissioner Jung – Primary

Board/Commission	Commissioners
Debt Management Commission	Chair Lucey
District Board of Health	Commissioner Jung
District Capital Funding Protection Committee WCSD	Commissioner Jung and Commissioner Herman
Economic Development Authority of Western Nevada (EDAWN)	Vice Chair Berkbigler – Primary and Chair Lucey – Alternate
Internal Audit Committee	Commissioner Jung
Investment Committee	Commissioner Jung and Chair Lucey
Legislative Liaison	Vice Chair Berkbigler
Library Board of Trustees	Commissioner Hartung
Nevada Association of Counties (NACo) Board of Directors	Commissioner Herman and Chair Lucey
Nevada Commission for the Reconstruction of the V&T Railway	Commissioner Herman – Primary and Chair Lucey – Alternate
Nevada Tahoe Regional Planning Agency	Vice Chair Berkbigler – Primary and Chair Lucey – Alternate
Nevada Works	Commissioner Herman – Primary and Commissioner Jung – Alternate
Open Space and Regional Parks Commission	Commissioner Jung
Oversight Panel – WCSD	Commissioner Herman and Commissioner Jung
Regional Transportation Commission (RTC)	Vice Chair Berkbigler and Chair Lucey
Reno-Sparks Convention and Visitors Authority (RSCVA)	Chair Lucey
Senior Services Advisory Board Liaison	Commissioner Jung – Primary and Commissioner Herman – Alternate
State Land Use Planning Advisory Council (SLUPAC)	Commissioner Herman
Tahoe Prosperity Center Board of Directors	Vice Chair Berkbigler
Tahoe Regional Planning Agency	Vice Chair Berkbigler – Primary and Chair Lucey – Alternate
Tahoe Regional Planning Agency Governing Board	Vice Chair Berkbigler – Primary and Chair Lucey - Alternate
Tahoe Transportation District Board of Directors	Vice Chair Berkbigler – Primary and Chair Lucey – Alternate
Tahoe Transportation Commission	Vice Chair Berkbigler – Primary and Chair Lucey - Alternate
Truckee Meadows Regional Planning Agency Governing Board	Vice Chair Berkbigler, Commissioner Hartung and Commissioner Herman – All Primary
Truckee Meadows Water Authority Board	Commissioners Herman and

Board/Commission	Commissioners
	Hartung – Primary and Vice Chair Berkbigler, Chair Lucey, and Commissioner Jung– Alternate
Truckee River Flood Management Authority	Commissioner Herman and Commissioner Hartung – Primary Commissioner Berkbigler, Chair Lucey and Commissioner Jung - Alternates
Vya Conservation District	Commissioner Herman
Washoe County Stadium Authority	Vice Chair Berkbigler and Commissioner Jung –Primary Chair Lucey, Commissioner Hartung, Commissioner Herman - Alternates
Western Nevada Development District (WNDD)	Commissioner Herman
Western Regional Water Commission	Commissioner Hartung, Commissioner Herman and Chair Lucey

There was no public comment on this item.

On motion by Commissioner Hartung, seconded by Commissioner Berkbigler, which motion duly carried, it was ordered that Agenda Item 15 be approved.

PUBLIC HEARINGS

17-0042

AGENDA ITEM 16 Introduction and first reading of an ordinance imposing additional sales and use taxes as required by the passage of S.B. 411 of the 78th Nevada Legislature and Washoe County Question 1 (2016) by amending chapter 21 of the Washoe County Code (Miscellaneous And Additional Taxes) by adding section 21.212 (Imposition and rate of additional sales tax) to impose an additional 0.54 % sales tax, and by adding section 21.382 (Imposition and rate of additional use tax) to impose an additional 0.54 % use tax, and providing for other matters properly relating thereto; and if supported, set the public hearing for second reading and possible adoption of the ordinance on January 24, 2017. District Attorney. (All Commission Districts.)

The Chair opened the public hearing by calling on anyone wishing to speak for or against adoption of said Ordinance.

Jan Galassini, Chief Deputy County Clerk, read the title for Bill No. 1774.

Legal Counsel Paul Lipparelli stated there was a typographical error of a missing word in section three of the staff report. He indicated the staff report would be corrected prior to the second reading.

There was no public comment on this item.

Bill No. 1774 was introduced by Commissioner Jung, and legal notice for final action of adoption was directed.

PUBLIC HEARINGS

17-0043 **AGENDA ITEM 18** Regulatory Zone Amendment Case Number RZA16-005 --- Public Hearing and possible action: (1) To adopt, adopt with modifications, or deny an amendment to the South Valleys Regulatory Zone Map, changing the regulatory zone of three adjacent parcels totaling ±40.12 acres from Low Density Rural (LDR – one dwelling unit per 10 acres) to ±34.86 acres of Medium Density Rural (MDR – one dwelling unit per 5 acres) and ±5.26 acres of General Rural (GR – one dwelling unit per 40 acres); and (2) To affirm, modify, or reject the findings of fact of the Washoe County Planning Commission recommending approval of the requested regulatory zone amendment; and (3) If adopted, to direct the Director of the Planning and Development Division to sign and certify the amended South Valleys Regulatory Zone Map; and (4) If adopted, to authorize the Chair to sign a Resolution adopting the amendment to the South Valleys Regulatory Zone Map. Owner/Applicant: Harry Fry, Location: Steamboat Rural Transition Mixed Use Character Management Area; South of Marango Road, approximately 3000 feet south of the intersection of Toll Road and Ravazza Road, Assessor's Parcel No: 050-571-24, 050-571-25, 050-571-26, Parcel Size: ±13.13, ±13.34 and ±13.65 acres (±40.12 acres total), Current Regulatory Zone: Low Density Rural (LDR), Proposed Regulatory Zones: Medium Density Rural (MDR) and General Rural (GR), Area Plan: South Valleys, Citizen Advisory Board: South Truckee Meadows/Washoe Valley, Development Code: Article 821, Amendment of Regulatory Zone, Section/Township/ Range: Sec 3, T17N, R20E, MDM. Community Services. (Commission District 2.)

The Chair opened the public hearing by calling on anyone wishing to speak on this item.

There was no public comment on this item.

On motion by Commissioner Lucey, seconded by Commissioner Hartung, which motion duly carried, it was ordered to affirm the findings of the Planning Commission and to direct the Director of the Planning and Development Division to sign and certify the amended South Valleys Regulatory Zone Map. It is further recommended

that the Board authorize the Chair to sign a Resolution adopting for the same which is attached hereto and made a part of the minutes thereof.

17-0044 **AGENDA ITEM 19** Public Comment.

Donna Robinson spoke regarding the flooding in Lemmon Valley. She stated the clay soil was frozen, which eliminated any water absorption. She said the same area flooded in 2015 because the ditches were not maintained. She indicated the County had sprayed the ditches to kill the weeds did not remove the dead weeds. She said the County had previously removed the debris from the ditches on Lemmon Drive but not on the other streets in the area. She noted the culverts on Idaho and Tupelo Streets were smaller than other areas, which created water backup and flooding. She thought the Public Works Department was not doing their job by ignoring the maintenance in flood prone areas. She said the Lemmon Valley residents wanted to be heard.

Alma Martinez stated she was a homeowner at Idaho and Tupelo Streets in Lemmon Valley. She said her family rented a 3 inch sump pump to remove water from a ditch because the culvert was too small for the water to pass through. She provided photos of her property, which were placed on file with the Clerk.

Sandra M. Villavrel spoke through an interpreter about her home located in Lemmon Valley. She said she lived in the Tupelo area and experienced massive flooding. She thought it was the responsibility of the County to maintain the ditches to prevent flooding. She stated there was a rumor about creating an association to service the culverts and ditches and she thought her property taxes should cover the costs.

Elise Weatherly spoke regarding communications and internal audits. She wanted to ensure the tax increases were used for school buildings and not for teachers' salaries.

Dave Solaro, Director of Community Services, thanked his crews for the hard work they did during the flooding event. He thought these employees deserved to be publically thanked for their diligence during an emergency situation.

Gathy Brandhorst spoke about matters of concern to herself.

11:55 a.m. **Commissioner Berkbigler left the meeting.**

17-0045 **AGENDA ITEM 20** Announcements/Reports.

The Commissioners made no comments.

COMMUNICATIONS AND REPORTS

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

QUARTERLY STATEMENT:

17-0046 Washoe County School District, Department of Taxation Summary Report, Fourth Quarter 2015-2016.

ANNUAL FINANCIAL REPORT:

17-0047 Reno-Sparks Convention and Visitors Authority, Washoe County, State of Nevada, Comprehensive Annual Financial Report, Fiscal Year Ended June 30, 2016.

17-0048 City of Sparks, Nevada, Comprehensive Annual Financial Report, Year ended June 30, 2016.

17-0049 North Lake Tahoe Fire Protection District, Financial Statements, June 30, 2016.

17-0050 Carson-Truckee Water Conservancy District, Financial Statements and Supplemental Information Report ending June 30, 2016.

17-0051 Washoe County Water Conservation District, Financial Statements and Supplemental Information Report ending June 30, 2016.

17-0052 Palomino Valley General Improvement District, Financial Statements for fiscal year 2015-2016.

17-0053 Truckee Meadows Water Reclamation Facility, Financial Statements, for year ended June 30, 2016.

17-0054 Washoe County School District, Comprehensive Annual Financial Report, for year ended June 30, 2016.

PENDING BOARD APPROVAL

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11:58 a.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*

PENDING BOARD APPROVAL

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

TUESDAY

10:00 A.M.

JANUARY 17, 2017

PRESENT:

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

Jan Galassini, Chief Deputy County Clerk
John Slaughter, County Manager
David Watts-Vial, Legal Counsel

The Washoe County Board of Commissioners convened at 10:01 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:

17-0057 **AGENDA ITEM 3** Public Comment.

Ray Lake stated he was the Chair of the North Valley Citizen Advisory Board (CAB). He said it was difficult to find the dates for the CAB meetings on the CAB's website. He noted the first three scheduled meetings for the year had been cancelled. He requested the CAB meetings be held monthly in order to establish consistent attendance. He also requested for Dave Solaro, Community Services Department Director, and Dwayne Smith, Engineering and Capital Projects Division Director, to be in attendance at the upcoming meeting.

17-0058 **AGENDA ITEM 4** Introduction of new Washoe County Employees.

John Slaughter, County Manager, asked the following employees to introduce themselves to the Board:

Craig Martin, Sheriff's Office
Christina Gallegos, Library
Katelyn Cantu, Public Defender
Kerry Chalkley, Health District
Christine Vuletich, Manager's Office
Quinn Korbolic, Technology Services

Chair Lucey stated he hoped the new employees would have long and great careers at the County.

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

- 17-0059** **AGENDA ITEM 5** Presentation of Excellence in Public Service Certificates honoring the following Washoe County employees who have completed essential employee development courses.

John Slaughter, County Manager, recognized the following employees for successful completion of the Excellence in Public Service Certificate Programs administered by the Human Resources Department:

Essentials of Personal Effectiveness

Ada Coleman, Reno Justice Court
Heidi Howden, Reno Justice Court

Essentials of High Performing Teams

Erica Bower, Assessors
Katherine Hyde, Assessors

Promote Yourself! Mini Certificate Program

Patricia Morrow, District Attorney
Crystal Theumer, District Attorney
Lora Zimmer, Assessors

Chair Lucey thanked the staff for the time they placed into continuing their education. He also thanked the department heads for supporting their staff.

PROCLAMATION

- 17-0060** **AGENDA ITEM 6** Proclamation honoring retiring Election Accuracy Certification Board Member Bob LeGoy. Voters. (All Commission Districts.)

Commissioner Jung read and presented the Proclamation to Bob LeGoy. She stated Mr. LeGoy had a lot of support and was admired. She noted former County Commissioner Jean Stoess spearheaded the proclamation for Mr. LeGoy.

Bob LeGoy thanked the Commissioners, the Election Accuracy Certification Board, Registrar of Voters Luanne Cutler, and all of Ms. Cutler's staff. He said he enjoyed working with them.

Ms. Cutler thanked Mr. LeGoy for all of his dedication. She stated he would be sorely missed.

There was no public comment.

On motion by Commissioner Jung, seconded by Commissioner Berkbigler, which motion duly carried, it was ordered that Agenda Item 6 be adopted.

DONATIONS

17-0061 **7A** Accept a donation [\$500.00] from the Sun Valley General Improvement District to the Washoe County Sheriff's Office for the Sheriff's Office Detention Bureau Graffiti Abatement efforts in the Sun Valley area and, if approved, authorize Comptroller's Office to make appropriate budget adjustments. Sheriff. (Commission Districts 3 & 5.)

17-0062 **7B** Accept a community donation of [\$2,751.29] toward purchase of a self-loading gurney for the Gerlach Combination Fire Department and, if approved, authorize Comptroller's Office to make appropriate budget amendments. Manager. (Commission District 5.)

On the call for public comment, Garth Elliott addressed Agenda Item 7A. He said the donation came out of Sun Valley General Improvement District's franchise fee. He remarked the community of Sun Valley cherished their surroundings and the blight caused by graffiti hurt everyone within the community.

On motion by Commissioner Jung, seconded by Commissioner Berkbigler, which motion duly carried, it was ordered that Agenda Items 7A to 7B be accepted.

17-0063 **AGENDA ITEM 8**, Recommendation to ratify the Declaration of a State of Emergency declared by the Washoe County Board of Commissioners on Friday, January 6, 2017. Manager. (All Commission Districts.)

There was no public comment on this item.

On motion by Commissioner Hartung, seconded by Commissioner Berkbigler, which motion duly carried, it was ordered that Agenda Item 8 be ratified.

17-0064 **AGENDA ITEM 9** Public Comment.

Garth Elliott expressed his concern with the sign ordinance. He asserted a huge part of the community was ignored when the County sought feedback. He noted under the new sign ordinance, the community was not allowed to have electronic signs or signs that were eye-level. He said in a few weeks, the community of Sun Valley would come before the Board to ask the County to fix their existing electronic sign. He remarked the best way to alert citizens of an emergency was through an updated electronic sign.

Ray Lake stated he was a member of the Golden Valley Property Owners Association. He spoke about flooding issues in Golden Valley. He said when water filled

a nearby detention basin, it spilled out into a ditch which he referred to as the Marlin Ditch. He displayed pictures of the ditch which were placed on file with the Clerk. He requested the County to repair the headwall of the ditch to prevent future flooding issues.

Chair Lucey reopened Public Comment after Agenda Item 10.

Peggy Lear Bowen said Joyce Bain, who spoke to the Board on occasion, passed away on December 19, 2016 at the age of 98 years old. She stated there would be a celebration of life for Ms. Bain on February 18, 2017 at the Veterans of Foreign Wars Hall in Verdi. She noted Ms. Bain loved the Commissioners because they made a difference for people. She invited the Commissioners to attend. She noted various issues Ms. Bain had worked on until her passing day, which included an attempt to return handicap parking to Ninth Street along the front of the Washoe County Complex, issues regarding power lines and poles, and water issues affecting Verdi due to ongoing development in the area.

17-0065 **AGENDA ITEM 10** Announcements/Reports

Commissioner Herman stated it was difficult to reach some people, especially seniors, during emergencies. She said the electronic sign in Sun Valley was beneficial in alerting citizens during emergencies. She requested an agenda item to discuss the electronic sign.

Commissioner Hartung said he received several complaints regarding Waste Management's (WM) service as a result of the recent inclement weather. He stated the County could not continue to be WM's customer service department. He requested an agenda item to discuss WM's service issues.

Commissioner Jung stated she wanted staff to reach out to a gentleman who had contacted her in regards to a WM issue. She inquired whether there was something WM could provide to people who were unable to move the larger green trash containers they were required to have. She mentioned a citizen in Chair Lucey's district had commented on Facebook about a safety issue on Geiger Road as a result of flooding. She said she would provide the information to Chair Lucey after the meeting.

Commissioner Berkbigler expressed her concerns with the potential incoming storms and the possibility of damage due to flooding. She trusted the County Manager would keep the Commissioners up-to-date.

Chair Lucey remarked the latest weather event was traumatizing. He wanted to reassure citizens the County was doing the best it could with the resources it had. He said the County was not trying to overlook anyone or minimize any issues. He acknowledged the issues regarding the ditches throughout the county. He inquired who was responsible for the maintenance of the various ditches. He spoke about the challenges and issues regarding snow removal and trash collection in the Galena, Montreux, and Joy Lake areas. He requested staff to address those issues.

Commissioner Hartung commented it would be appropriate for the County to look at its ditches and bridges in regards to flooding. He requested a report regarding the flooding issue before the summer.

Commissioner Berkbigler noted Kevin Schiller, Assistant County Manager, would present an item on the next agenda regarding WM. She commended the snow removal crews in Incline Village for their work. She also commended the residents in Incline Village for their understanding. She added it was time for those in charge of flood control to look at the ditches since that was where most flooding occurred during the recent weather event. She suggested an agenda item regarding flooding be included in the next concurrent meeting with the City of Reno and the City of Sparks.

John Slaughter, County Manager, stated the Galena area was the second hardest hit area in terms of snow. He confirmed the County had snow crews working on snow removal in the area. He noted the County was focused on areas that sustained flood and infrastructure damage. He also noted the County was continually monitoring the weather. He suggested a continuation of the emergency declaration for the next few days and to close it by the end of the week. He said a status report would be provided at the next Board meeting. He concluded his remarks by announcing the ribbon cutting event for the County's brand new Medical Examiner and Coroner's Office would be held on January 18, 2017 and the facility would be open by the end of the month.

Chair Lucey reported he and Commissioner Berkbigler would be in attendance at the Governor's State of the State Address to see what the Governor had to say in regards to the next legislative session.

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Pending Board Approval

10:56 a.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:
Michael Siva, Deputy County Clerk*

Pending Board Approval