

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

TUESDAY

10:00 A.M.

OCTOBER 13, 2020

PRESENT:

Bob Lucey, Chair

Marsha Berkbigler, Vice Chair

Kitty Jung, Commissioner (via telephone)

Vaughn Hartung, Commissioner

Jeanne Herman, Commissioner

Jan Galassini, Chief Deputy County Clerk

Eric Brown, County Manager

David Watts-Vial, Assistant District Attorney (via Zoom)

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:

20-0684 AGENDA ITEM 3 Public Comment.

Mr. Robert Quilici asked the Board to help get Washoe County to take responsibility and maintain Quilici Ranch Road. He spoke about the history of the road, which was substantiated with documentation that indicated the road belonged to Washoe County and continued for another half mile past his property. He provided documents and maps, which were placed on file with the Clerk.

Mr. Kenji Otto expressed concern that his name was included on a list of candidates to fill a vacant position on the Board of Adjustment. Mr. Otto had requested that his name be removed from the list prior to the September 22 meeting, but he was informed it was already on the posted agenda. He spoke about a group of people that called him a racist, asserting he was 51 percent Asian and a legal emigrant. He mentioned he had only met two of the people who claimed he was racist. He stated the allegations made were discriminating against him.

Via Zoom, Ms. Carole Black brought up an article she read about a close escape from wildfire in a vacation community in Oregon. She indicated there were a variety of transportation proposals that would significantly impact the Washoe County area of Lake Tahoe. She provided documentation about the Tahoe Regional Planning Agency transportation plan and the Tahoe Transportation District. She stated projects were proceeding despite community concerns about traffic, parking, safe area occupancy, evacuation capacity planning, and formal environmental impact assessments, which she thought should be required foundational elements. She pleaded with the Board to consider

the evacuation capacity, which was marginal several years ago and would not likely improve, placing residents and visitors at an increased risk. She asked for more discussion and community involvement about these issues. The documentation provided was placed on file with the Clerk.

Two emails from Ms. Elise Weatherly were read in Chambers. She wrote about politics and noted it would be a difficult year for the presidential candidates. She thought patients should be provided more time to file malpractice lawsuits against doctors who prescribed unnecessary medical treatments.

A substantial document was received from Mr. Gary Casteel via email, which was placed on the record.

An email from Mr. Daniel Purdy was read in Chambers about his brother Thomas Purdy's murder at the Washoe County Jail. He expressed concern about the treatment of people in custody at the jail. He claimed Sheriff's Deputies were being rewarded for inappropriate behavior.

A voicemail from Ms. Annemarie Grant was played in Chambers where she stated she was the sister of Thomas Purdy who was murdered by law enforcement. She opined the County Commissioners neglected their duties under Nevada Revised Statute 211.020 to inspect the safety and well-being of inmates. She hoped the Commissioners who were running would not be reelected in the upcoming election.

20-0685 AGENDA ITEM 4 Announcements/Reports.

County Manager Eric Brown reminded the public they would receive their ballots in the mail if they had not already, and he encouraged everyone to vote early. He noted he brought his ballot into the Registrar of Voter's Office. He stated an app was created to allow people to track their ballot to ensure it was received. He said County employees were asked to participate in a ballot survey to see whether they received their sample ballots. The sample ballots were the same weight and size as the actual ballot. He stated the survey was still in process but 97 percent of the ballots had already been received. He urged people to vote and vote early.

Mr. Brown stated the final spending plan for Coronavirus Aid, Relief, and Economic Security (CARES) Act funding would be reviewed during the October 27 meeting. He said it was important that a plan was in place for spending CARES Act funds since there was a deadline to utilize them.

Vice Chair Berkbigler asked for a presentation from Assistant County Manager Christine Vuletich and the Sheriff regarding dispatch. She spoke about the approved budget, which included six new deputies for dispatch, but stated those positions had been cancelled. She wanted to know where the County stood on this because many people had worked tirelessly on the budget yet there were serious issues. She asked to have the short-term rental item on a future agenda since the District Attorney rendered a legal

opinion about Incline Village because it was regulated by a different planning agency. She asserted the ongoing problems in Incline Village needed to be resolved. The Incline Village Area Plan had been completed by staff and it needed to be brought to the Board for final approval, which she hoped would occur at a meeting in January. She mentioned some citizens would be directly impacted by the changes in the area plan and she felt it was important to get this approved.

Vice Chair Berkbigler stated the County agreed to settle the Incline Village tax repayment but the Washoe County School District (WCSD) opposed the settlement and wanted to be pulled out of the lawsuit. She stated the WCSD requested 30 days to compile its presentation, but Judge Kathleen Drakulich gave them one week. Had this issue been settled eight years ago when it first came up, she opined, it would have saved taxpayers \$11 million in interest alone. She encouraged the WCSD to settle and move forward with a resolution.

Commissioner Herman thanked Mr. Quilici for speaking about Quilici Ranch Road and the ownership of it. She indicated she had not gone on that road beyond his ranch. She said road maintenance work had been done in July but stopped before it was complete. She noted Mr. Quilici spoke to the County about the road not being complete but was told there was an ownership issue, which included the road past the ranch. The County assured Mr. Quilici they would finish the job soon.

Commissioner Hartung thanked Mr. Brown for the update about options the Registrar of Voters (ROV) had provided. He mentioned the online sample ballot was a great addition and easy to locate on the ROV page on the County website. He encouraged people to view their options.

Commissioner Hartung stated many speeding issues were occurring in Spanish Springs and thanked the Sheriff's Office for sending officers to the area. A stop sign at the intersection of Dolores and Erin Drives had been requested for many years, and he noted many accidents occurred regularly on this corner. When he brought it up to staff, he said they asserted it did not meet the manual uniform traffic control policy. He wanted an item on a future agenda to review some of the incidents that had occurred at that intersection. He mentioned Alena Way off Eagle Canyon Drive was overcrowded due to high school and middle school traffic. He asked staff to reach out to the Regional Transportation Commission as a funding source to address side street traffic relief and help eliminate dangerous zones. He expressed concern about the lack of a traffic signal where Pyramid Way intersected with Sunset Springs Lane and Egyptian Drive, pointing out buses had to cross many lanes of traffic to turn, which he considered very dangerous.

Chair Lucey spoke about a spike in COVID-19 (C19) cases. He expressed disappointment in the upward trend considering new cases had been going down from mid-July to mid-September, when a new spike of cases hit. Based upon information provided by staff it was determined the cases were spread in the community and not from bars or communal areas as first suspected. He indicated the largest group of C19 cases were spread from 18 to 24-year-olds at a rate of up to seven times higher than any other age group. He

pleaded to this group of people to be conscientious about the decisions they were making, especially related to the health and safety of the community. He explained businesses were impacted by the State's directives but the County had worked tirelessly to reopen businesses safely. He asserted this age group needed to behave responsibly, stop large gatherings, and wear masks to protect each other.

Chair Lucey thought there was confusion about Agenda Item 19 related to youth sports. Governor's Directive 034 allowed for competition for youth sports, including practices and games with no spectators. He said parents were concerned that high school sports could not continue, but he stated the County did not have oversight on school sports, only over independent leagues. He indicated the County continued to work with the Nevada Interscholastic Activities Association, which guided school districts regarding high school sports for the entire state. He clarified the youth sports referred to in Agenda Item 19 would be related to independent leagues.

CONSENT AGENDA ITEMS – 5A THROUGH 5G

20-0686 **5A** Approval of minutes for the Board of County Commissioners' regular meetings of September 8, 2020 and September 15, 2020. Clerk. (All Commission Districts.)

20-0687 **5B1** Approve the reclassification of one (1) fully benefitted Pretrial Services Officer III position (position number 70000619) into one (1) new position in the Second Judicial District Court, titled Pretrial Services Manager - Supervision Unit, at pay grade 461. No additional General Fund budget appropriations are being requested. District Court. (All Commission Districts.)

20-0688 **5B2** Approve the reclassification of one (1) part-time fully benefitted District Court Deputy Clerk II position (position number 70006675) to a full-time District Court Deputy Clerk II position, at pay grade 407 and reclassification of one (1) full-time fully benefitted Court Interpreter position (position number 70000126) to a 21hour per week, part-time benefitted position . No additional General Fund budget appropriations are being requested. District Court. (All Commission Districts.)

20-0689 **5C1** Recommendation to accept a 2020 Nevada State Emergency Response Commission (SERC), Hazardous Materials Emergency Preparedness (HMEP) Fire Shows West grant from the State of Nevada, Division of Emergency Management for [\$1,850.00, no county match required] including funds to be used for non-employee training; Grant Term: Retroactive from September 23, 2020 - October 31, 2020; If approved authorize the County Manager or his designee to sign the grant award documents when received; and authorize the Comptroller's Office to make the appropriate budget amendments. Manager's Office. (All Commission Districts.)

- 20-0690** **5C2** Recommendation to approve a subgrant of Coronavirus Aid, Relief, and Economic Security Act - Coronavirus Relief Fund [in the amount of \$72,314] for Employee Health Nurses, grant period retroactive from July 1, 2020 through December 30, 2020, and if approved, authorize the County Manager to sign the Washoe County Subgrant Agreement between Washoe County and the Washoe County School District; and approve Resolution necessary for same. Manager's Office. (All Commission Districts.)
- 20-0691** **5D** Recommendation to accept the FY 2021 Office of Traffic Safety award from the State of Nevada Department of Public Safety, Office of Traffic Safety [amount not to exceed \$35,000.00, 25% In-Kind county match required] as administered through the State of Nevada Department of Public Safety Office of Traffic Safety, to cover overtime costs related to conducting DUI saturation patrols, for the retroactive grant term of September 10, 2020 through September 30, 2021 and if approved, direct Comptroller's Office to make the necessary budget amendments and authorize Sheriff Balaam to execute grant award documents. Sheriff. (All Commission Districts.)
- 20-0692** **5F1** Recommendation to accept a three-month FY21 sub-grant award from the State of Nevada, Department of Health and Human Services, Division of Public and Behavioral Health (DPBH) in the amount of [\$42,111.73; no county match] retroactive from July 1, 2020 to September 30, 2020 to support the position and activities of the Regional Behavioral Health Coordinator; authorize the Director of the Human Services Agency to execute the grant award documents. Human Services Agency. (All Commission Districts.)
- 20-0693** **5F2** Recommendation to accept a FY21 Supplemental IV-B1 funding subgrant award from the State of Nevada Department of Health and Human Services, Division of Child and Family Services (DCFS) in the amount of [\$62,500; \$20,833 county match] retroactive from July 1, 2020 to September 30, 2020 to provide for staffing at OUR Place Family Shelter where placement of families for emergency housing will support keeping families together; authorize the Director of the Human Services Agency to execute the subgrant award and related documents; and direct the Comptroller to make necessary budget amendments. Human Services Agency (All Commission Districts.)
- 20-0694** **5F3** Recommendation to accept an amendment to the subgrant award from the United Way of Northern Nevada and the Sierra's Emergency Food and Shelter Program that increases the award amount by [\$4,620 for a total award of \$23,100; no match requirement]; retroactive from January 27, 2020 through April 30, 2021 for emergency food assistance; authorize the Director of the Human Services Agency to execute the amendment and

related documents; and direct the Comptroller's Office to make necessary budget amendments. Human Services Agency. (All Commission Districts.)

20-0695 **5F4** Recommendation to accept a sub-grant award from the Nevada Aging and Disability Services Division for the Older Americans Act Title III-E in support of the Adult Day Care program [\$67,721.30; County match of \$10,158]; retroactive from July 1, 2020 through June 30, 2021; authorize the Director of the Human Services Agency to execute the Sub-grant Award and related documents; and direct the Comptroller's Office to make the necessary budget amendments. Human Services Agency. (All Commission Districts.)

20-0696 **5F5** Recommendation to accept a Federal Title IV-B Subpart 2 grant award from the State of Nevada, Division of Child and Family Services in the amount of [\$63,102; \$21,034 county match] for Adoption Promotion services, retroactive to July 1, 2020 through June 30, 2021; retroactively authorize the Director of the Human Services Agency to execute the sub-grant award; and direct the Comptroller's Office to make the necessary budget amendments. Human Services Agency. (All Commission Districts.)

20-0697 **5F6** Recommendation to accept a Federal Title IV-B Subpart 2 grant award from the State of Nevada, Division of Child and Family Services in the amount of [\$46,17; \$15,391 county match] for Family Preservation services, retroactive to July 1, 2020 through June 30, 2021; retroactively authorize the Director of the Human Services Agency to execute the sub-grant awards; and direct the Comptroller's Office to make the necessary budget amendments. Human Services Agency. (All Commission Districts.)

20-0698 **5G** Recommendation to authorize Washoe County Treasurer to auction all delinquent lands held in trust for a total amount not less than the amount of the taxes, costs, penalties and interest legally chargeable against the property with the exception of those parcels listed on Exhibit "A" and approve and execute the Resolution authorizing the Washoe County Treasurer to transfer to other governmental entities, real property held in trust due to property tax delinquencies and other matters properly related thereto. Treasurer. (All Commission Districts.)

There was no public comment on the Consent Agenda Items listed above.

Regarding Agenda Item 5G, Commissioner Herman noted some Montecristo parcels were individually auctioned because of defaults on taxes, and now there were two more. She thought the County should be careful putting these parcels back on the public market for people to purchase. She said the monies received for the properties might not be large, but they helped the County's budget.

On motion by Commissioner Hartung, seconded by Commissioner Herman, which motion duly carried on a 5-0 vote, it was ordered that Consent Agenda Items 5A through 5G be approved. Any and all Resolutions or Interlocal Agreements pertinent to Consent Agenda Items 5A through 5G are attached hereto and made a part of the minutes thereof.

BLOCK VOTE – 8, 10, 11, 12, 14, 15, 16, 17, and 18

20-0699 **AGENDA ITEM 8** Recommendation to approve budget amendments totaling an increase of [\$500,000.00] in both revenue and expense to the FY21 Coronavirus Relief Fund for SB4 enforcement retroactive to March 1, 2020 through December 30, 2020 and direct the Comptroller’s office to make the appropriate budget amendments. Health District. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Hartung, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 8 be approved and directed.

20-0700 **AGENDA ITEM 10** Recommendation to approve the FY21 Community Case Managers grant from the State of Nevada Division of Public and Behavioral Health (DPBH) to assist clients with a serious mental illness moving from chronic homelessness into transitional and permanent housing in the amount of [\$240,300; no county match] retroactively from July 1, 2020 through June 30, 2021; authorize the Director of Human Services to execute the grant award documents; and direct the Comptroller’s Office to make the necessary budget amendments. Human Services Agency. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Hartung, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 10 be approved, authorized, and directed.

20-0701 **AGENDA ITEM 11** Recommendation to accept a COVID-19 Emergency Services Funding (CARES Act) subgrant award from the State of Nevada Aging and Disability Services Division (ADSD) in the amount of [\$208,000; no county match] retroactive from April 1, 2020 to September 30, 2021 to provide paper products for the Home Delivered Meals program; authorize the Director of the Human Services Agency to execute the subgrant award and related documents; and direct the Comptroller's Office to make necessary budget amendments. Human Services Agency. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Hartung, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 11 be approved, authorized, and directed.

20-0702 **AGENDA ITEM 12** Recommendation to approve a sole source agreement between Washoe County and Vietnam Veterans of California, Inc. d.b.a. Nation's Finest, in an amount up to [\$150,000] annually; authorize the Purchasing and Contracts Manager to execute the agreement retroactive to October 1, 2020 through September 30, 2021, with the provision for up to two (2), one (1) year extensions at Washoe County's option to be executed at the discretion of the Purchasing and Contracts Manager. Human Services Agency. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Hartung, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 12 be approved and authorized.

20-0703 **AGENDA ITEM 14** Recommendation to approve an amended Agreement for Professional Services between Washoe County and the Karma Box Project for work related to the Built For Zero initiative, specifically River Clean Up and Homeless Encampment Data Project [not to exceed \$152,169.60], amended language related to insurance and liability matters and an advance of \$10,000 needed to begin the project, no change to scope or amount; authorize the Purchasing Manager to execute the agreement. Manager's Office. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Hartung, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 14 be approved and authorized.

20-0704 **AGENDA ITEM 15** Recommendation to approve a 25 year Lease Agreement between Washoe County and the State of Nevada, by and through its Division of State Lands and the State Land Registrar (NDSL) for and on behalf of the Department of Health and Human Services (DHHS), to lease property located at the Northern Nevada Adult Mental Health Services campus, APN 032-050-56 for Washoe County programs that serve Northern Nevada’s vulnerable populations; replacing the previous lease entered into on June 11, 2019; Lease Agreement cost is \$576,829.00 per year, for which the County will receive an equivalent credit each year from the State in consideration for work and improvements made by County which total or will total \$14.7 million; maintenance and service related operating costs are approximately \$6,928,768 annually]. Manager's Office. (Commission District 3.)

There was no response to the call for public comment.

Via Zoom, Human Services Agency Director Amber Howell explained that the previous lease for the former NNAMHS campus, now named Our Place, was a 15-year lease that would have ended in 2033 and was tied to specific buildings. Any changes to or addition of buildings would have to go through all boards for approval. She indicated she and Assistant County Manager Kate Thomas had been working with the State for the past eight months to change the lease from being building-specific to a lease for a perimeter of land. She stated this change added two buildings, which would help the homeless population and address overflow issues. The State increased the lease to 25 years, expiring in 2045. She mentioned this would allow them to add a garden and other services within the boundary lines. She asserted this was significant and important to share.

On motion by Vice Chair Berkbigler, seconded by Commissioner Hartung, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 15 be approved.

20-0705 **AGENDA ITEM 16** Recommendation to approve FY 2020-2021 sole source purchases of desktop computers, laptops, servers, storage, disk backup, printers and associated computer hardware retroactive to July 1, 2020, through joinder with National Association of State Procurement Officers (NASPO) Master Price Agreements for State of Nevada with Dell Inc.; and approve expenditures that will aggregate to exceed [\$100,000] but not to exceed [\$850,654] and will remain within the available Technology Services budget for FY 2020-2021. Technology Services. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Hartung, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 16 be approved.

20-0706 **AGENDA ITEM 17** Recommendation to approve FY 2020-2021 sole source purchases of hardware, software licenses and software subscriptions (Microsoft Office 365 and Adobe) with CDW-G and SHI International retroactive to July 1, 2020 and approve expenditures that will aggregate to exceed [\$100,000] but not to exceed [\$1,450,000] and will remain within the available Technology Services budget for FY 2020-2021. Technology Services. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Hartung, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 17 be approved.

20-0707 **AGENDA ITEM 18** Recommendation to approve amending Washoe County Code (Chapter 20 - Revenue and Taxation - Sales of Tax Delinquent Properties Held by County Treasurer) to match changes to Nevada Revised Statute (NRS) 361.610 as noted, and provide for update to tax sale process and general language. If approved, direct the County Clerk to submit a request to the District Attorney's Office for preparation of proposed ordinances. Treasurer. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Hartung, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 18 be approved and directed.

10:50 a.m. **The Board recessed.**

11:00 a.m. **The Board reconvened as the Washoe County Liquor and Gaming Board with Sheriff Darin Balaam absent.**

20-0708 **AGENDA ITEM 6** Possible action to direct County staff on Collection of approximately \$170,805.00 FY20 quarter four AB 104 Gaming Tax and distribution of AB 104 Accounts Receivables to Other Local Governments and Special Districts, and; possible direction to staff on Washoe County Code Chapter 30.390 - License fees; penalties as they relate to issuing of credits and waiving of penalties totaling approximately \$59,000.00 for the period of April 1, 2020 through June 4, 2020; and, Staff recommends equally dividing the outstanding tax over the remaining two quarters of FY21 and distributing the appropriate share to each of the other ten entities that receive the tax; and, issuing credits and waiving Washoe County gaming license penalties during the period of April 1, 2020 through June 4, 2020, due to the impacts of COVID-19 on gaming revenue in Washoe County. Community Services. (All Commission Districts.)

Chair Lucey called the meeting to order. He stated he had discussed this issue with Sheriff Darin Balaam although he was unable to attend this meeting.

There was no response to the call for public comment.

Chair Lucey clarified there were two items for approval. Under the emergency directive, all gaming floors and casinos throughout the state were closed in February 2020 and did not reopen until recently. When under that directive, he stated, the County offered to waive penalties for gaming properties. The staff report was provided for clarity and he said action on this item was necessary.

Vice Chair Berkbigler wondered whether there needed to be more than one motion for approval of all items. Chair Lucey said he thought the first two actions could be combined into one motion and the third action as a second motion.

Deputy District Attorney David Watts-Vial advised the Board to be clear with the motion, saying it could be done in two or three motions depending on the desire of the Board.

On motion by Vice Chair Berkbigler, seconded by Commissioner Hartung, which motion duly carried on a 5-0 vote with Sheriff Balaam absent, it was ordered that staff be directed to collect approximately \$170,805.00 in FY20 quarter four AB 104 Gaming Tax and distribute AB 104 Accounts Receivables to Other Local Governments and Special Districts; staff be directed on Washoe County Code Chapter 30.390 – License fees, penalties as they relate to issuing of credits and waiving of penalties totaling approximately \$59,000.00 for the period of April 1, 2020 through June 4, 2020; and the outstanding tax over the remaining two quarters of FY21 be equally divided and distributed to each of the other ten entities that receive the tax.

On motion by Vice Chair Berkbigler, seconded by Commissioner Hartung, which motion duly carried on a 5-0 vote with Sheriff Balaam absent, it was ordered that staff issue credits and waive Washoe County gaming license penalties during the period of April 1, 2020 through June 4, 2020, due to the impacts of COVID-19 on gaming revenue in Washoe County.

11:10 a.m. **The Board adjourned as the Washoe County Liquor and Gaming Board and reconvened as the Washoe County Board of County Commissioners.**

20-0709 **AGENDA ITEM 7** Recommendation to approve the appointment of a Washoe County Board of Adjustment applicant to represent Commission District 5 (generally includes the areas of Verdi, North Valleys, Cold Springs, Warm Springs, portions of Sun Valley and all of the High Desert Area Planning Area extending to the Oregon border), to fill a term beginning on November 1, 2020, and ending on June 30, 2024, or until such time as the appointee no longer serves on the Board of Adjustment or a successor is appointed, whichever occurs first. Applicants include: Larry Chesney, Ashlynn S. Ely, Rob Pierce, David L. Salinger, and Vernon S. Waligora. Community Services. (Commission District 5.)

Chair Lucey stated this item would be continued until after the November election. He was notified by Commissioner Herman that Washoe County Code allowed a member to sit on the Board of Adjustment and the Planning Commission, although Mr. Chesney was on the ballot for the Palomino Valley General Improvement District (PVGID). He said Section 110.912.10 prohibited a Board of Adjustment member from holding any other office with the exception of the Planning Commission. Chair Lucey explained Mr. Chesney could be on the Planning Commission and the PVGID, but could not be on the Board of Adjustment as an elected official.

There was no response to the call for public comment. No action was taken on this item.

20-0710 **AGENDA ITEM 9** Recommendation to approve the CY 2021 Health Benefits Program for employees, retirees, and their dependents at an [approximate annual cost of \$59.3 million], and authorize the Director of Human Resources/Labor Relations to execute all insurance contracts and service agreements pertinent to the Health Benefits Program. Human Resources. (All Commission Districts.)

Benefits Manager Ashley Barrington conducted a PowerPoint presentation and reviewed slides with the following titles: Washoe County Health Benefits Program; Renewal Process; Insurance Negotiations Committee; Insurance Negotiations Committee Recommendations; Staff Recommendations; and Washoe County Health Benefits Program.

Commissioner Hartung asked about open enrollment dates and wondered whether employees could make changes to their health plan at that time. Ms. Barrington stated open enrollment would be November 2 through December 4, and new benefits would start on January 1, 2021. She confirmed open enrollment was the time for employees to select the insurance plan that best met their individual needs.

Commissioner Hartung said he was uncomfortable with the fact that people did not have access to the Northern Nevada Medical Center as they did with the current plan. Ms. Barrington confirmed that was correct. Commissioner Hartung stated he understood prices increased annually but wondered whether Prominence Health was given

the opportunity to bid on the preferred provider organization (PPO) and high deductible health (HDH) plans. Ms. Barrington explained Prominence Health was a fully-insured commercial plan, a product the County purchased. She said the County currently utilized the sister company CDS Health to administer one of the PPO plans and one HDH plan. She said CDS Health was under the Universal Health System umbrella.

Chair Lucey asked whether the Insurance Negotiations Committee (INC) voted on these recommendations. Ms. Barrington confirmed they did and the vote was unanimous.

Chair Lucey wondered whether it was still required for new employees to take the high deductible option. Ms. Barrington stated it was in the bargaining agreement for new employee to be on the HDHP for two full plan years. After two years, Ms. Barrington responded to Chair Lucey's questions, employees were given the option to change plans; it was not negotiated to increase the contribution to the health savings account provided to employees with the HDH.

Commissioner Hartung asked about the process if the Board did not approve the recommendations. Ms. Barrington stated staff would gather direction from the Board and bring that information back to the INC to reconvene for an arbitration process, and there would be a delay in open enrollment.

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Hartung, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 9 be approved and authorized.

20-0711 **AGENDA ITEM 13** Recommendation to adopt an ordinance authorizing the issuance of the "Washoe County, Nevada, General Obligation (Limited Tax) Refunding Bonds (Additionally Secured by Pledged Revenues), Series 2020B" in the maximum principal amount of \$9,800,000, for the purpose of refunding certain outstanding bonds secured by consolidated tax pledged revenues; providing the form, terms and conditions of the bonds and other details in connection therewith; and adopting this ordinance as if an emergency now exists. Manager's Office. (All Commission Districts.)

Chair Lucey stated this was also completed the previous year and would result in significant savings for the County.

Derek Sonderfan, Deputy County Clerk, read the item and indicated this would be Bill No. 1847 and Ordinance 1657 if approved.

There was no response to the call for public comment.

On motion by Commissioner Hartung, seconded by Vice Chair Berkbigler, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 13 be adopted.

20-0712

AGENDA ITEM 19 Review of County actions and discussion and possible direction to staff or other action related to: Declaration of Emergency Directive 33 as issued by the Governor of the State of Nevada on September 30, 2020, which requires all businesses and venues subject to capacity limitations to post signs at public entrances identifying capacities; and describes the opening, operational requirements, and limits on facility capacity and attendance for: houses of worship; public gatherings of 250 or less or 50% of fire code capacity; non-retail indoor and outdoor venues; live entertainment events including sports with fixed seating capacity of 2,500 or greater; live entertainment events including sports with fixed seating capacity of 2,500 or less; restaurants, food establishments, breweries, distilleries, and wineries; classrooms and instructional areas at trade schools, and technical schools; museums, art galleries, zoos, and aquariums; playgrounds and equipment; showings and open houses of single family and multi-family residences currently occupied and on the market for sale; and other items related thereto.

and

Declaration of Emergency Directive 34 as issued by the Governor of the State of Nevada on October 2, 2020, which provides for, without limitation: the resumption of and operational requirements and limits on youth and non-professional adult organized minimal-contact and non-contact sporting activities; full-contact sports only on a limited basis for athletic conditioning, drills, and practices; gathering restrictions, social distancing and facial covering requirements for participants and spectators as described in Directive 033 and 024 for sporting events operating pursuant to this Directive; requirement of a Preparedness and Safety Plan that conforms to guidelines for leagues and associations beginning competition, games, matches, or league play or facilities and venues intending to host games, matches, leagues, or tournaments; encouraging individual teams to adopt a Preparedness and Safety Plan; and other items related thereto.

Direction to staff may include, without limitation, direction to return with recommendations on enforcement, drafting of ordinances, or updates on County actions taken to enforce the provisions of Directives 033 or 034. Manager's Office. (All Commission Districts.)

Chair Lucey thought there was confusion about Governor Steve Sisolak's Directive 033 related to large gatherings. He stated this directive could assist with conventions and events in the community because a significant portion of Nevada's business relied on tourism and gaming. He said County Manager Eric Brown had been working with the State to get some clarification on this directive. Chair Lucey explained the maximum for gatherings was increased from 50 to 250 people without submitting a plan for approval. There was guidance for private gatherings to be restricted to 25 people. He asserted he did not know how to enforce limits with individuals, which was a discussion he wanted to have with the Commissioners. It was the responsibility of the County to enforce these directives and he indicated he and Mr. Brown had many conversations about

this issue. They were seeking direction from the Board to determine processes to move forward.

Commissioner Hartung wondered whether Wild Island was still open. Mr. Brown stated he believed they were. Commissioner Hartung thought they had not been limited to 250 people, but Mr. Brown was unable to answer that question. Commissioner Hartung asserted Aces Stadium was limited to 250 people and he thought the stadium could present a plan to reopen utilizing modest seating. He did not believe there were major spreads of COVID-19 (C19) at Wild Island. He was curious how to approach this situation. Mr. Brown stated discussions with various State agencies had taken place over the last several days about the need for consistency in managing the processes for plan reviews and allowing businesses to open. He stated the Health District was currently in discussions with Aces Stadium and the representatives who attended the game the previous week were impressed with what they witnessed regarding the 250-person seating plan. He asserted they were confident they could work through a plan to expand seating for future games. He mentioned this was a result of the good plan presented by the representatives of Aces Stadium. The plan would be reviewed by the Health District and appropriate State agencies. He noted the goal going forward was to convey to businesses or groups where to submit plans and reasonable timelines for agencies to review the plans. He thought the timeline would be 5 to 10 business days. He stated businesses with the capability to apply who chose not to were not being punished.

Chair Lucey stated plan approval was required through the Health District first. He noted there were sample plans on the Nevada Health Response website, although where the plan went from there was not fully clear. He stated they were working to identify a clear path for properties in each district to navigate through the process. He mentioned people expressed concern about not being able to submit a permit until October 24, but he indicated this was not the case for gatherings, where plans could already be submitted; tournaments and competitions with mass gatherings were required to wait until October 24 to submit. With large gatherings, he said, either 50 percent of fire capacity or 250 people were allowed, whichever was less. He explained a space that normally allowed 400 people would be limited to 200 people. He noted the Manager's Office and the Health District had more details about plans available to the public.

Chair Lucey brought up youth sports under Directive 034, stating there were many issues needing enforcement because these events took place on County properties. Under this directive, public adult and youth leagues could resume if social distancing requirements were met. He explained tournaments could not resume until October 24 and would be required to have an approved plan in place. He noted full contact sports were not included in this directive and were not allowed to resume. He wanted to get children back playing sports but the C19 curve needed to be flattened and the County had to stay within 7-day average requirements. He wondered how to get park rangers to enforce required guidelines if that was the direction the Board wanted to go.

Commissioner Hartung stated he wanted consistency. When C19 first came about, he said, acceptable methodologies could be used and applied to business that had

been closed. He thought risk assessments could be utilized with businesses being put into five different categories based on the amount of client contact. He wondered who would enforce the guidelines and what penalties would be imposed. He explained the Health District was charged with the decisions and the Board of County Commissioners had not been able to make decisions. He wanted to see consistency and clear guidelines that everyone could understand.

Vice Chair Berkgigler also expressed concern about penalties for non-compliance and wondered who the issuing party would be. She understood the County could impose more aggressive restrictions but did not have the authority to lessen the restrictions the Governor mandated. She stated she was not concerned about gaming and the Aces Stadium because they were working with the Health District to stay within the guidelines, but she was concerned about youth sports being played in County parks.

Chair Lucey said he did not know those answers, which was the reason this was brought to the Board for direction. He thought it would place rangers in an awkward position to be the enforcers and issue penalties. He asserted there were many travel sports teams in the area that could decide to travel to other areas to compete, running the risk of contracting C19 and bringing it back to the County. He noted the area was seeing C19 spikes in 18 to 24-year-old people and he did not want to see that spread to a younger group of children. He explained this was not just a plea to get sports back for kids, but it would jeopardize the future of businesses if the 7-day average was not flattened. He wanted the Board to play a role in establishing appropriate restrictions for events.

Commissioner Herman expressed frustration that people were losing their choice of freedom and the economy was being damaged. She opined so much time was spent managing all the different areas, but she felt decision makers had lost sight that this was America. She noted people wanted to go back to work but their work was no longer there. She stated people who had been in their homes for months were being treated for mental illness. Social people were having the hardest time dealing with the isolation but everyone was different. She thought people needed to start thinking about the future. She spoke about businesses in Virginia City who were fighting to stay open, noting some were gone forever. She asserted businesses closing affected the County tax base.

Chair Lucey agreed with Commissioner Herman and said they were in a situation where they had to pick, and it was not fair to the public. He stated it was the freedom of the people to choose to go to work and to own businesses. However, he thought the effects of closing due to C19 had been impactful to the mental health of the community and businesses. He stated the County did not have the authority and it was the time to plead with the State and the Health District on account of these significant impacts. When this was discussed, the State asked the County to enforce these directives. He was concerned it would continue to perpetuate a problem that not all believed in. He expressed frustration about the situation. Of the 500,000 people who lived in the County, there were 1,200 active cases, which was less than .2 percent of the community. He noted numbers were always about hospitalizations and the availability of hospital beds. He thought they were getting so overwhelmed with testing and taking necessary precautions until the curve flattened that

it was hard to keep sight of the issues. He thought the Local Empowerment Advisory Panel had been dissolved and the discussions they had handled were now being handled by the C19 task force led by Response Director Caleb Cage. Chair Lucey said the County had representation from the Nevada Association of Counties. He stated there needed to be equity and consistency, and he was annoyed there were no answers for the constituents in his district. He did not want to make enemies with the State, even though he did not agree with all the directives.

Commissioner Hartung asked whether youth sport leagues had been contacted about submitting plans and handling the requirements of the directives. Chair Lucey stated some sports, such as Little League of Northern Nevada and Great Basin Soccer, had submitted plans and were approved to play. He indicated others were confused about the process and how to submit a plan. The goal with this item was to provide clarity to the public about these directives.

Commissioner Hartung wondered whether the County had the ability to assist sport teams with plans. Mr. Brown stated yes but in a limited capacity, noting it had only been about 10 days since this process was released. He said this was a helpful discussion, and he did sense an opportunity to develop the future as wanted in northern Nevada. He explained the County was at a point where youth sports should reconvene and a template of what needed to be done in each situation should be provided. He stated it had only been a few days since these conversations started and he believed he knew what the Board was looking for, although he did not know how long it would take to get there. He pointed out the implementation of Senate Bill 4 required that the Health District complete inspections of casinos and resorts, including room inspections. This was a significant task that provided an additional burden on the Health District, who was already performing contact tracing on a number of active cases. He indicated local jurisdictions were considering other resources that could review submitted plans so they would be completed in a timely and consistent manner. He feared the Health District would not be able to manage all the duties they had been tasked with.

Mr. Brown said the Incident Management Team stood up an enforcement branch the previous week, and Alex Woodley, Assistant Director of Neighborhood Services from the City of Reno, was working with Business Network International and Gaming and Control to ensure the checklist for approval was understood and consistent. Inspectors from the Occupational Health and Safety Administration might look for different issues in restaurants and bars than an enforcement inspector, and it could be confusing to businesses what type of inspection was being performed. He stated those were the items they were trying to work through. He expressed the importance of the Board's feedback.

Commissioner Hartung thought it was about consistency. He brought up that a bar with pinball machines was not allowed open while bars with no gaming devices could. He expressed frustration about businesses that could have stayed open the entire time by using consistent methodologies. He asserted the idea of providing a template would assist with consistencies from one sport to another. Parents had the option to allow their

children to play or not based on their comfort with the guidelines. He opined it made no sense to close golf courses across the state.

Vice Chair Berkbigler agreed with the ideas presented but thought a significant portion of the guidelines needed to be county-specific instead of statewide. The issues in Washoe County were vastly different than those in Ely and she opined each county should be allowed to direct more of the guidelines based on need. She said constituents believed the County had control of closures but most of the guidelines were out of their control. She stated visitor rooms in gaming properties were required to be inspected to ensure cleanliness, but no one was inspecting short-term rentals (STRs) and small motels. She opined the County could not protect visitors with inconsistent guidelines.

Chair Lucey stated staff from the Health District was inspecting properties, which allowed less staff time to review plans. He agreed consistency was a massive issue. According to the State demographer, 478,155 people currently lived in Washoe County with an additional 5 to 10 percent visiting on any given day. He opined the data was skewed because people were in and out of the County without being counted. Washoe County was considered a red risk county because of exceeding the threshold in two of the criteria. He said .2 percent of the population had active C19 cases and 6 percent of those were in the hospital. He compared it to finding a needle in haystack and added not everyone was getting tested.

Commissioner Jung understood the frustrations about the data gathered but did not believe this was the time to abandon it. She agreed there needed to be consistency and simplicity or people would not conform. She cautioned against being too complacent because the University of Nevada, Reno and Truckee Meadows Community College were the demographic with the highest spread, and they were still holding classes. She understood the personal risks people wanted to take with their own liberties, but her personal liberty was to not get killed from this virus. She thought conversations should take place with elected officials from the State about the County's lack of authority.

Commissioner Jung said STRs in Incline Village were a nightmare because Washoe County was the only county around the lake with no policy for them. Due to a lack of policy about STRs, Washoe County was unable to impose restrictions or close them.

Commissioner Jung opined the issues currently happening in the County needed to be under control. She stated she knew more elected officials that had traveled out of state than had entered the state. She had not analyzed all the data, but she knew the area-specific data about younger people thinking they would not get C19, spread it to others, or actually die from the virus. She trusted the County Manager to come back with solutions and continue to lobby that Washoe County was very different than Clark County. She opined people were frustrated and wanted consistency.

Commissioner Herman told a story about getting diphtheria when she was little, being quarantined, and fighting the illness. She thought people who were sick should be quarantined, not people who were well.

On the call for public comment, an email from John and Sandy Scheiner was read in the Chambers. They expressed frustration about their children not being able to play school sports. They explained they had three sons, one in high school with a dream of getting a college scholarship playing baseball, and two in middle school. They did not understand the reasoning behind allowing gatherings of 250 people but not allowing children to play sports. They wanted the Board to lift the restrictions related to school sports. They wrote that 45 states allowed children to play school sports, but Nevada was not one of them. Children were becoming depressed and unmotivated, they thought, and this made the State government look pathetic and controlling.

In response, Chair Lucey said high school sports were allowed under Directive 28, Section 7 to continue with the Governor's approval; however, they were sanctioned by the Nevada Interscholastic Activities Association (NIAA). He encouraged the Scheiners to reach out to the Washoe County School District and the NIAA because he agreed kids needed sports back.

PUBLIC HEARINGS

20-0713 **AGENDA ITEM 20** Introduction and first reading of an ordinance amending Chapter 50 of the Washoe County Code (Public Peace, Safety and Morals), amending section 50.096 – Greater Truckee Meadows and Environs: Congested Area, by excluding APN: 087-021-20 from the definition of congested area; to update the congested areas and associated maps; and providing for other matters properly relating thereto; and if supported, set the public hearing for second reading and adoption for October 27, 2020. Manager's Office. (Commission District 5.)

The Chair opened the public hearing by calling on anyone wishing to speak for or against introduction of this item.

Derek Sonderfan, Deputy County Clerk, read the title for Bill No. 1848.

On the call for public comment, Mr. Kenji Otto stated he supported this item because it would provide a safe place to shoot and would reduce illegal dumping in open areas. He opined it would allow residents to be safe from stray bullets and arrows. He spoke about citizens' rights to bear arms for protection, hunting, and lawful purposes. He expressed concern about houses in congested areas experiencing bullet strikes, fires caused by shooting, and illegal dumping.

An email from Mr. Arthur Donovan was read in support of an open area for target shooting. He wrote that the proposed 600-acre property would provide a safe area for shooting as well as reduce trash and illegal dumping in this open space.

In July, Chair Lucey stated the Board approved an item initiating proceedings to evaluate parcels for shooting areas at the request of Commissioner Herman. He wondered about a bill and a potential ordinance change for shooting which would

impact one specific assessor parcel number (APN) instead of being more inclusive of all APNs within Washoe County. Assistant County Manager Dave Solaro explained this specific parcel was brought to staff's attention by Commissioner Herman so negotiations could occur with the Bureau of Land Management (BLM) for an appropriate location within this parcel for recreational shooting. He noted they did not consider the entire congested shooting boundary for other parcels in 2016 when the congested shooting area boundary was updated due to shooting conflicts on Peavine Mountain. When all boundaries were reviewed at that time, only parcels that were going to be built on in the future were included, utilizing maps provided by the Truckee Meadows Regional Planning Agency. This parcel was included in the congested shooting boundary at that time due to development to the south and the north. In response to Chair Lucey's question, Mr. Solaro replied this parcel was considered because of requests from Commissioner Herman and constituents of the north valleys.

Chair Lucey said the specific parcel had several issues. He indicated the proposed parcel had current residential construction to the east, future building planned on the south borders, the Woodland Hills development already in progress to the west, and he thought the parcel to the north was also under a development contract. He asserted all four adjacent parcels would be residential areas. He mentioned he was a marksman and enjoyed shooting his rifle and handgun, and he looked forward to teaching his son to shoot safely, but it concerned him that this parcel was not a safe place to shoot. According to Washoe County Code, he thought it was illegal to shoot a rifle or handgun within 500 feet of a congested area. Mr. Solaro confirmed that assertion except when shooting took place in a range built for such use. Chair Lucey asserted Code required a minimum of 1,000 feet for disarming a shotgun, air rifle, or BB gun near a congested area. He stated there was not enough space within the proposed parcel to shoot. He did not understand making a parcel an uncongested area when there were congested areas all around it. He said another challenge was the presence of an active pit in the southwest corner of the parcel. Mr. Solaro stated that pit was utilized by the Washoe County Road Crew for aggregate mining for the entire north valleys. Chair Lucey stated taking this specific parcel out of the congested area would allow for shooting on that parcel, which would not be safe. He wanted to consider other parcels identified as safer.

Commissioner Herman said discussions about this issue began because people were being blamed for shooting and starting fires. She thought the County needed to do something to create a safe area to shoot and locating an area was a good start. She noted Mr. Otto suggested this parcel because people were already shooting there on a regular basis. She did not believe a large facility needed to be built on the parcel to make a shooting range work there. She indicated she spoke with BLM about a lease agreement or purchase of the property, and they agreed it was a good location for a shooting range.

Chair Lucey stated he did not disagree with the need; he wanted to have a safe area to shoot. He said he was responsible to create public safety for those who did not shoot but rode horses or off-road vehicles. He expressed concern about the aggregate pit included in the property. Commissioner Herman stated the pit was not included in the area

intended for shooting. Chair Lucey stated he still had challenges due to the tentative maps around the parcel and wanted a different parcel to be located.

Commissioner Hartung stated nine homes were located along the east side of the property, which crossed Red Rock Road. He wanted more specificity about the location and wondered if the entire APN needed to be included. He thought other properties could be found. He asked for clarification about the intent to remove the congested area designation from the entire APN. Mr. Solaro stated the legal description written in the ordinance change was for the entire APN. Commissioner Hartung noted the top corner was an exception since it had its own APN, which Mr. Solaro confirmed.

Chair Lucey stated he had a discussion with Sheriff Darin Balaam, who also expressed concerns about enforcement and said he was not supportive of this change. The Sheriff was unable to be present for this discussion.

Commissioner Hartung stated he was supportive of finding additional areas because there was a need in the community for safe shooting ranges. He asked for further clarification about including the entire APN. Mr. Solaro stated Commissioner Herman had been in contact with BLM, but it was his understanding they needed to ensure the parcel was not encumbered by congested shooting before they would talk with staff about an appropriate shooting location on it. That was the reason the entire parcel was being included for this action.

Commissioner Herman explained a parcel would need to be subdivided to transfer one piece of the parcel out. She said leaving a buffer around the edges of a shooting area made sense, noting there was plenty of room to put a shooting range on the parcel. She asserted the parcel would need to be engineered to shoot in a certain direction for safety. To transfer the parcel out of the congested area, she indicated, the entire parcel needed to be transferred.

Chair Lucey stated the Pyramid Highway range was located on 103 acres inclusive of parking and range, though he believed Commissioner Herman was trying to do something smaller. Commissioner Herman asserted no one wanted to build a big facility as it was not needed; people wanted areas where they could shoot safely and be protected.

Commissioner Jung stated she could not support an issue the Sheriff did not endorse because the Board was already concerned about enforcement responsibility and funding. She wondered how the Sheriff was going to enforce something he was against. She said she did not know what type of notification was provided to residents and she had not heard from anyone that used the BLM lands. She thought this should be a regional search for property, which was discussed in 2016 when determining which areas should be classified as congested and uncongested. She agreed there were not enough shooting opportunities on public land and it should be done in all directions in uncongested County areas. She opined this project would require money and that was what payment in lieu of taxes was for. She stated there would always be conflict about this issue, but gun users could not be prevented from using their guns, so land needed to be provided to taxpayers

for this purpose to decrease conflict. She understood Commissioner Herman's urgency but, under the circumstances, more community input was needed before she could support this.

Chair Lucey expressed concern about changing this to an uncongested area when residential housing would encompass the entire parcel. He wanted a nice shooting area where people would feel safe but this was not the APN for that specific use.

Commissioner Herman said there would be more fires and people would be put in jail for illegal shooting, which made no sense to her. She mentioned the difficulty in locating a convenient parcel and asserted there would not be a shooting range in the County if they did not start working on the issue.

Vice Chair Berkbigler stated she was normally in favor of items such as this but wondered if this item could be pulled until the Sheriff was available for feedback. Chair Lucey stated that was fine with him, but it would need to be re-noticed because it was a public hearing. Vice Chair Berkbigler thought the Sheriff could have specific issues that could be resolved easily, so she wanted the item to be re-noticed and heard at a future meeting when the Sheriff could attend.

Commissioner Hartung asked about options for the County to take this parcel over from BLM as a piece of open space and create a range by removing the congested shooting requirements from the specific area without needing to divide the parcel. Assistant District Attorney David Watts-Vial stated the direction from the Board in July was to include the entire APN. He indicated the issue about subdividing the parcel was something he would have to research. Commissioner Hartung said the area had not been divided into 40-acre parcels, but he thought the County could engage the Nevada Department of Wildlife directly considering the property would no longer belong to BLM. Mr. Watts-Vial said the Board could direct staff to return with other options from the many ideas discussed. Commissioner Hartung brought up there used to be two active shooting ranges in Spanish Springs, the Lazy 5 range and a police range. He indicated the police range was closed when bullets from the range were found on the outside wall of a nearby home. He agreed there was a true need for a shooting range, but it needed to be safe. He noted that nine parcels along the border of the proposed parcel already had homes on them.

Commissioner Jung wanted to know about the noticing requirements for this item and what could be done to increase noticing. Mr. Watts-Vial stated the requirements of a first reading were that it appear on an agenda but a second reading would be a public hearing that needed to be noticed. He thought she might instead be asking about notices provided to the surrounding neighborhoods. Commissioner Jung opined neighbors might want this in the area, which could lessen the conflict on Peavine Mountain. She wanted to hear that people were supportive of this before things were changed. She indicated people needed to be arrested if they were currently shooting in that area because it was still considered a congested area.

Chair Lucey directed staff to notice residents for a future meeting when the Sheriff could be present.

20-0714 **AGENDA ITEM 21** Introduction and first reading of an Ordinance pursuant to Nevada Revised Statutes 278.0201 through 278.0207 adopting a Development Agreement between (1) Washoe County and (2) Spanish Springs Associates Limited Partnership for Harris Ranch, a residential subdivision originally approved in 2016 (TM16-007), to extend the recording of the first final map from November 1, 2020 to November 1, 2022. The approved subdivision is a 610-lot, single-family residential, common open space subdivision as authorized in Article 408 of the Washoe County Development Code. The location is southeast of Pyramid Highway and Alamosa Drive in Spanish Springs and is comprised of 3 parcels that total approximately 610.34 acres. The parcels are located within the Spanish Springs Area Plan. The property is located within the Spanish Springs Citizen Advisory Board boundaries and within Washoe County Commission District No. 4. (APNs 534-600-01, 534-600-02 and 076-290-44). If approved, schedule a public hearing, second reading and possible adoption of the ordinance for October 27, 2020, further authorize the Chair to execute the final Development Agreement. Community Services. (Commission District 4.)

The Chair opened the public hearing by calling on anyone wishing to speak for or against introduction of this item. There being no response, the hearing was closed.

Derek Sonderfan, Deputy County Clerk, read the title for Bill No. 1848, noting the same bill number was being used since the bill was not introduced.

Chair Lucey stated a correction to the assessor parcel numbers (APNs) in the published staff report and agenda needed to be made. Planner Julee Olander explained they wanted to change APNs 534-600-01 and 534-600-02 to APNs 534-600-14 through 534-600-21; APN 076-290-44 would remain unchanged.

Commissioner Hartung stated this had been on the books since the early 2000s and he knew the two parcels were being combined. He said the ordinance title would reflect the correct APNs by the second reading. Ms. Olander stated a map recorded on September 23 demonstrated the application to divide APNs 534-600-01 and 534-600-02 into eight parcels. She stated they were trying to get the information caught up because the map was recorded and the APNs had changed. She confirmed the parcel numbers would be corrected before the second reading.

Bill No. 1848 was introduced by Commissioner Hartung, and legal notice for final action of adoption was directed.

20-0715 **AGENDA ITEM 22** Public Hearing: Second reading and adoption of an ordinance amending the Washoe County Code at Chapter 110 (Development Code), Article 406, Building Placement Standards, to add a new section addressing industrial zoned properties adjacent to residentially zoned property. New standards shall pertain to any uses within an industrial regulatory zone that are adjacent to residential regulatory zone parcels with specific requirements concerning setbacks, screening elements, lighting and loading and service areas. Proposed changes include but are not limited to an additional 50 foot setback required for any industrial use that is adjacent to residentially zoned property, 8 foot high screening element required along the property lines that are adjacent to residentially zoned property, limits of 25 feet on the height of lighting standards that are more than 100 feet from the shared property line of any residentially zoned property, and setback requirements for loading and service areas for parcels of one acre or more when adjacent to residentially zoned properties; and other matters necessarily connected therewith and pertaining thereto. Community Services. (All Commission Districts.)

The Chair opened the public hearing by calling on anyone wishing to speak for or against adoption of said ordinance. There being no response, the hearing was closed.

Derek Sonderfan, Deputy County Clerk, read the title for Ordinance No. 1658.

Commissioner Hartung indicated this action was long overdue.

On motion by Commissioner Hartung, seconded by Commissioner Herman, which motion duly carried on a 5-0 vote, it was ordered that Ordinance No. 1658, Bill No. 1846, be adopted, approved, and published in accordance with NRS 244.100.

20-0716 **AGENDA ITEM 23** Public Comment.

Regarding Agenda Item 20, Mr. Kenji Otto said he appreciated the Board moving forward with the item. He hoped he could assist with input for a shooting range. He indicated a group of more than 100 people were in support of this item, though he expressed disappointment that none of the group submitted letters of support. He was pleased that Chair Lucey was in favor of a shooting range and said very good points were made about the proposed range. He stated he wanted to speak to the Sheriff because this was a safety issue and something needed to be done. He opined establishing a range did not need to cost large amounts of money. He stated he was willing to talk to any Commissioner who was willing to give him some time.

20-0717 **AGENDA ITEM 24** Announcements/Reports.

There were no announcements or reports.

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1:05 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*