



## South Truckee Meadows/Washoe Valley Citizen Advisory Board

**DRAFT:** Approval of these draft minutes, or any changes to the draft minutes, will be reflected in writing in the next meeting minutes and/or in the minutes of any future meeting where changes to these minutes are approved by the CAB. Minutes of the regular meeting of the South Truckee Meadows Citizen Advisory Board held October 09, 2014 at the South Valleys Library at 15650A Wedge Parkway, Reno, Nevada

1. **\*CALL TO ORDER/ DETERMINATION OF QUORUM** - The meeting was called to order at 6:06 p.m. by Patricia Phillips, Chair.

**MEMBERS PRESENT** –Patricia Phillips, Chair, At-Large, Kathie Roberts, At-Large, Jim Rummings, At-Large, Eric Scheetz, Vice Chair, At-Large, Brad Stanley, At-Large, Thomas Daly, At-Large, Patrick Ty Whitaker, At-Large Alternate, Thomas Judy, At-Large. A quorum was determined.

**MEMBERS ABSENT** – Excused: Dennis Wilson, At-Large, Malachy Horan, At-Large, Steven Miles, At-Large Alternate, Kimberly Rossiter At-Large Alternate.

2. **\*PLEDGE OF ALLEGIANCE** – Pat led the Pledge of Allegiance.

3. **\*PUBLIC COMMENT** –

Jane Countryman said she strongly opposes the fire services consolidation with Reno. She said they have spent a lot of time on studies. If Reno doesn't have enough fire services, then they need to work on that issue or raise taxes. If there is a future board consolidation, she said she expects to see 50/50 for fair treatment for all people.

Cliff Low spoke about Keep Truckee Meadows Beautiful 25 anniversary celebration fundraiser on October 29, 5:30<sup>th</sup>. Keep Truckee Meadows Beautiful is supported through volunteers and we appreciate your support. Please purchase tickets for this event.

Ginger Pierce said she lives below the geothermal plant. She received a notice from Washoe County regarding water samples. She said she has been collecting water samples; therefore Washoe County must not be aware she has been doing it and asked why TMWA wanted to take measurements.

Lisa Krasner said she is running for Assembly District 26 (District 26 covers: Incline Village down to Arrow Creek to Hidden Valley). She introduced herself and said she is running because she cares about our community.

Terri Thomas said she is running for District 2. She brought extra vegetable from her garden to share.

4. **APPROVAL OF AGENDA FOR THE MEETING OF OCTOBER 9, 2014** – Pat Phillips requested to move agenda item number 8 up to become item 6. Tom Daily made a motion to approve the agenda with the change for the meeting of OCTOBER 9, 2014; Brad Stanley seconded the motion to approve the agenda. The motion carried unanimously.

5. **APPROVAL OF THE MINUTES FOR THE MEETING OF SEPTEMBER 11, 2014** – Tom Daily made a motion to approve the agenda for the meeting minutes of September 11; Kathie Roberts seconded the motion to approve the minutes of September 11, 2014. The motion carried unanimously.

### 6.\* COMMISSIONER UPDATE

A. **\*Washoe County Commissioner Update** –Commissioner Humke may be reached at (775) 328-2005 or [dhumke@washoecounty.us](mailto:dhumke@washoecounty.us).

- Sarah Tone, Office of County Manager, gave an update on behalf of the Commissioner:
- Dolan Project Variance was approved at the Board of Adjustments; they will have to go through the process again to make it a residence. The Dolan property address changed from 1800 Whites Creek Lane to 1800 Rivers Oak Drive.
- The Reclamation Facility was also approved. It was a good discussion of project savings. \$12.5 million was originally proposed. They had a savings of \$3 million.
- Crossbow court was rescheduled for Board of County Commissioner for October 28. Not approved at Board of Adjustment, but appealed at Board of County Commissioner.  
The Health District is addressing a enterovirus case situation.
- Washoe County Clerk gay marriage license can be signed today.

- Animal Ordinance: Public meeting regarding off leash at Hidden Valley received many comments, a presentation by Regional Planning, and received 71 survey responses. This topic will go back to Regional Planning. In December, Regional Parks will meet with City of Reno; this topic will be addressed with best practices.
- East Lake Road Construction: East Lake Blvd was completely closed for 4 days for full reconstruction. There were Water issues under the road, and that is why there was a dip in the road. They had to cut 3 feet down. Next week they will conduct final paving.
- Board of County Commissioner regular scheduled meetings are held at 1001 E. 9<sup>th</sup> Street, Bldg A. The next meeting is October 14, 10am.
- 2014 Elections: Deadline to register in person is October 14; extended hours on weekend through Tuesday. Sample ballots are in the mail.
- **Eric Scheetz** asked about East Lake being a change order and water and how much money did this cost? Sarah said they expected they were going to run into something. Greg gave Sarah an update. It was a water/clay issue.

## **7.\* PUBLIC SAFETY AND COMMUNITY REPORTS/UPDATES**

**A.\* Washoe County Sheriff's Office (WCSO)** – For more information call (775) 328-3001 or via the webpage at [www.washoesheriff.com](http://www.washoesheriff.com). NO REPRESENTATIVE PRESENT.

**Truckee Meadows Fire Chief Moore** gave an update regarding free smoke detectors for those who don't have any. People die in fires during their sleep. Time is critical during a house fire, and there is very little time to get out. In a house fire, the bi-products of combustion that is what are very dangerous. 5 minutes in a fire, the temperature can reach 500 degrees. Chief Brown reminded everyone to check your smoke detectors.

## **8. \*2015 LEGISLATION SESSION –FIRE CONSOLIDATION** – Ben Kieckhefer, Nevada Senator, gave an update:

Senator Kieckhefer of District 16 spoke about an instance of miscommunication between our local governments during a fire of a family member. There has been an amendment between Truckee Meadows and Reno to alleviate problems. Some issues haven't been addressed: Growing pains; Labor management issue; Poor public service.

Mr. Kieckhefer said fire protection should belong to local governments. He said he wanted to help them solve these issues. It hasn't been addressed, but some improvements are being made. Mr. Kieckhefer said they never proposed and not going to proposed consolidation. There is no language or a bill yet. In Legislation, aid agreements will be put in place, which means the closest emergency vehicle is to respond in order to have a much better chance to save lives. He said they are looking into how that will work out financially. Other local cities have these local agreements.

Tom Daily thanked the Senator and asked if that statute would be applied state wide. Mr. Kieckhefer said it would be local. Currently, Clark County operates with the closest emergency vehicle responds, regardless of jurisdiction. Tom asked how the other Senators feel about this issue. Mr. Kieckhefer said he hopes the local officials to uphold the laws of the State and to put a hammer in the law in tax penalties and consequences.

Kathie Roberts asked for clarification on the name of the proposal if it isn't considered a consolidation. Mr. Kieckhefer said it's a bill of fire/medical service aid; emergency response and automatic aid.

Tom Judy asked for clarification about automatic aid vs. mutual aid. Mr. Kieckhefer said Mutual aid is when the nearby jurisdiction will help when requested. Automatic aid is when they assist without request.

Tom Judy said why a State Legislator would pass what happens in local City/County. Mr. Kieckhefer said it happens all the time and they look out for citizens who are underrepresented; he said it's his responsibilities to step in. Tom Judy asked if this includes agreement would include Sparks. Mr. Kieckhefer said they already have automatic aid, but if it includes all of Washoe County, then yes, they are included.

Eric Scheetz said the disagreement has come down to union requirements; it's naïve to not have this discussion, and they need to be included. He said he is concerned about action at the local level. He said he wouldn't want to see a lawsuit and would like to see all the proper people involved.

Mr. Kieckhefer said Chief Moore has been involved in these discussions. There are disagreement between City of Reno and Washoe County on this issue and financial implications and labor groups and jurisdiction. Those are issues that need to be worked out. A bill working towards an end that they might not be comfortable with, they might be forced to come to an agreement due to time in the legislation session. All parties need to be involved. He said he spoke to 731 and State Fire Fighters, and discussions are ongoing. He said his goal is to pressure these local governments together.

Brad Stanley thanked the Senator for coming and asked for clarification about the Tax liability for not following the law. Mr. Kieckhefer said he didn't know and hadn't done the legal research. Mr. Kieckhefer said he is reluctant to do it, but authority over tax policy is the biggest lever the legislator has.

Comments and concerns:

Cliff Low said he has been involved with medical services. Offered a few comments:

- He thanked the Senator and thanked him for clarifying it isn't a consolidation.
- He said some agreement for the closest unit without undue burdens is most affective while maintaining control.
- The difference with distinction – Truckee Meadow Fire Protection District which is distinct from Washoe County. Its Truckee Meadow Fire Protection District must come to agreement with Washoe County. The governing body for Truckee Meadow Fire Protection District is different from Washoe County. Revenues are different.
- Asked if Mr. Kieckhefer has formulated a plan to have this proposal get enough support to pass.

Mr. Kieckhefer said he doesn't envision a proposal the labor groups would be opposed to. There is a labor contract with 731 exclusive rights to serve, and we can get around that. It's our goal and objective to get them on board. He said he will work with colleagues to get this passed.

Debbie Sheltra said they have been working on this for years with meetings with Senators and other representatives and the City of Reno hasn't come. They said they are honoring their unions. She said she supports the Senator and is willing to support whatever he needs. We have email/addresses to contact. We support the endeavor.

Terry Thomas thanked the Senator. There will be a new Mayor of Reno, as well as other elected official positions. The conversation will change once those seats are filled. She said give them an opportunity to meet as newly elected officials. Mr. Kieckhefer said there will be a change and relationship. We have plenty of time.

Mike Sholnwhich spoke about unfunded liability from past services of retirement. City of Reno is basically bankrupt.

Marge Frandsen requested a BDR number. Mr. Kieckhefer said the BDR number is 121, with a rough title being 'makes various changes to fire services in Washoe County.' That's the extent of the language. You can receive updates on bills if you sign up on the email update per each bill of interest.

Terry Bouchard asked about the language of the bill. Mr. Kieckhefer said it would probably be inserted into an existing statute but that's up to the legal department and hopefully it will be simple and straightforward and easy to understand. He encouraged calling him at 223-9618.

Chief Moore thanked everyone. He said the Board of Fire commissioner is in favor of automatic aid. There would be disproportionate services. He said they would respond more to Reno than Reno to us, but he said they don't care. It's about how quickly they get to the emergency. He said they weren't dispatched, but are often closer than Reno. He said they need to worry about fire and critical emergencies. He said they respond to City of Sparks daily, and it works out seamlessly, and he said he believes it could work with the City of Reno. He said they use to respond in tandem with City of Reno. Exclusive right to serve is not as clear cut as you would think. It's not that hard problem to solve. The closest fire engine needs to respond.

Chief Mike Brown said he echoes what was mentioned. Automatic aid is simulcast where they can call off the other agency. He said they think about what the community needs. They support automatic aid; they work with the Forest Services, local jurisdiction, and other agencies. He said they send service into California daily. He said through education, we work together, our staff, and continue automatic aid agreement. He said medical services are different.

Sparks Chief Garrison said he wanted to see where this bill was going and said it's encouraging that the Mr. Kieckhefer is talking about automatic aid. He said they have a proud tradition to take care of our citizens and helping our neighbors and have a healthy automatic agreement with Truckee Meadows for 2+ years, 50/50 split with calls. He said through simulcast, they ask each other who are closer to the emergency in order to prevent duplicating responses. Chief Officers discuss this agreement every year and make adjustments. He said he is happy it's not a forced consolidation, but an agreement.

Tom Judy asked about automatic aid with Reno. Garrison said Reno gives automatic aid to Sparks at the Water Treatment Facility. He said they don't have a clear border that needs automatic aid, except for Water Treatment Facility. He said the agreement they have with Truckee Meadows, they use to have with Reno before.

Mr. Kieckhefer thanked the board for allowing clarifying and answering questions. He said they want the highest and best levels of service regardless of where they live.

**9. \*DEVELOPMENT PROJECTS** - The project description is provided below with links to the application or you may visit the Planning and Development Division website and select the Application Submittals page:  
[http://www.washoecounty.us/comdev/da/da\\_index.htm](http://www.washoecounty.us/comdev/da/da_index.htm).

**A. Amendment of Conditions Case number AC14-007 (Reno Christian Fellowship)**

Brad Chinn, pastor administration, said the church preschool has been operating since 1984. Use permit in 1984, 30 children at one time, imposed by RCF. Since 1984, the preschool has grown. We are in good standing with social services, no violations or complaints, and in compliant with all codes. We want to amend the current permit from 1984.

Kathie Roberts asked about how many kids served. Brad said they currently serve 81 children. Pat Phillips asked about licensing required. Brad Chinn said no additional licenses.

Comments and concerns:

- Cindy Tippery said she is a neighbor of the church. She said she was concerned for noise and traffic. Brad Chinn said the original use was for 120 kids, but they have a license for 81. Brad Chinn said they are requesting a change in operating hours. He clarified 120 kids was already approved in 1984. Brad said its child care facility now since the County code calls it child care. Brad said they are requesting to do what they are currently already doing, and this is an amendment. Brad said theoretically, they could add more kids, but won't. Pam Gilligan, director of preschool, said nothing is going to change; it will all be the same. Pat Phillips reiterated the changes.
- Jared Krupa said he works with the company on this project. He said this is merely housekeeping. He said everything is still in compliance with zoning, etc. Now they are changing the name of use from preschool to day care. They are allowed 120 with zoning; however, they are capped at 81. They could handle more.
- Maureen Collins asked what the current operating hours are. Brad said they are currently 8:30am-4pm.
- Washoe County Planner, Grace Sannazzaro is working on this project. She compared their application with license. She said she suggested the hours of operations. She said not having another bathroom is what is preventing them having 120 kids. She said the social services code and Washoe County development code there isn't a term 'preschool' in our definitions. Day care allows a non-residential facility for non-medical issues at any age. She said they had to change terminology to meet needs of social services. They have kids older than preschool age, so they had to change the name. Requires a special use permits to match with license.
- Pat Phillips asked about results when they issued a notice to neighbors. Grace said it's not required by law, it was a courtesy; they met NRS statute. This case will go to Board of County Commissioner, with a 10 day notice made before public hearing.
- Brad Stanley asked about traffic. He asked if they looked at traffic patterns or any foreseen concerns with special use and hours of operation. Grace said traffic engineer, Clara Lawson said there are no concerns.
- Eric Sheets said with regards to traffic, how many people come Sunday and child care. Brad Chinn said 9am-11am Sunday service, there is 600-700 people, 200-300 cars; day care has 100 people, twice a day. The majority of kids leave at 1pm. Eric said he recommends that they connect with your neighbors.
- Grace said the meeting is at 6pm on October 28<sup>th</sup> at the Board of County Commissioners. She invited everyone to come and speak about this proposal. Please email grace and she will make sure the commissioners your comments and concerns. She said she is recommending this case with conditions.
- Pat Phillips asked what is on the West side. Brad Chinn said there are no homes; they own the land with sage brush and solar panel system. Pat asked about another entrance away from the homes. Brad said people who come are on the north side, not near the homes. There is only one way in, and no other way.

**MOTION:** Tom Daly made a motion to endorse what the applicant proposed; Brad Stanley seconds the motion. The motion carried unanimously.

**10. OLD BUSINESS: VERIZON WIRELESS** - Update proposed special use permit for a Verizon Wireless cell tower located at 205 US Highway 395 N, Washoe Valley, NV (SB14-002). This item was previously heard by the South Truckee Meadows Washoe Valley Citizen Advisory Board on May 5 and was denied on June 5 at the Board of Adjustment. An appeal to the Board of Adjustment decision is tentatively scheduled for the October 28, 2014 Board of County Commissioners meeting (AX14-002). For additional information on this project, please visit [http://www.washoecounty.us/comdev/da/da\\_index.htm](http://www.washoecounty.us/comdev/da/da_index.htm) or contact staff planner: Grace Sannazzaro, [gsannazzaro@washoecounty.us](mailto:gsannazzaro@washoecounty.us)<<mailto:gsannazzaro@washoecounty.us>>, 775-328-3771. The CAB may take action to forward public comments to the Board of County Commissioners.

Grace Sannazzaro gave an update on the Verizon Wireless tower proposal. This case will go to the Board of County Commissioners on October 28<sup>th</sup>. She said she has had no contact with applicant and don't know what they will present. She invited anyone who wanted to speak about this project to come to that meeting. She said there was opposition at Board of Adjustment. She said if there is an appeal, it goes to civil courts. She said they expect them to bring engineers and attorney to meeting. Grace said they don't know what evidence they will bring.

Comments and concerns:

- Ginger Pierce said they said no before when it was proposed to be in Washoe Valley and now they want West Washoe. There is already a cell tower there.
- Garry Houk asked if any new evidence they will present be in a staff report. Grace said no, there is no time. She said she asked for information, but haven't heard back from them.
- Bill Naylor asked about a staff report; Grace said it's not completed, it will be completed by October 23<sup>rd</sup>. Bill said he is concerned; he said he looked for posting for Board of County Commissioners, but doesn't show up except for the appeal. He said they don't get the information until 4 days before which doesn't allow the citizens to respond.
- Sarah Tone said you can see the status under the name AX14003, and they are working on this in the future. .
- Brad Stanley asked if the notice will be on the website. Grace said yes, it's posted on the website on the Thursday before Board of County Commissioner meeting. Grace said she is happy to email it to anyone.
- Jim Rummings said they can present what they want and would like to have time to digest the new information. Grace said the commissioners may deny it, overturn Board of Adjustments decision, or if there is significant new evidence, they can send it back to Board of Adjustments, which is all possible. Grace said they can file an appeal with civil court system if it's appealed. Or citizens can file an appeal. Jim asked how often the business goes to court after getting rejected. Grace said it happens.
- Brad Stanley asked Sarah if the Board of County Commissioners can take it under advisement. Sarah Tone said they have done in the past. There might be a time limit on this particular case, and will let us know. Grace said the FCC might have a timeline.
- Debbie Sheltra thanked the board. She requested that the minutes be put forward to the Board of County Commissioner. She asked if Sarah can look into the law with a case with new evidence without a new application. She said she wants this board to say they don't want new evidence to be allowed at this hearing level. It needs to go through the whole process. We cannot respond in 4 days. Please support us: comments under new letter head to Board of County Commissioner to disallow new evidence and make them go through the process again.
- Pat Phillips reiterated what Debbie said. There needs to be a memo to the Board of County Commissioners and say we stand by earlier decision and reiterate why we oppose it. Brad Stanley said that new evidence would make them start over. Grace said county code allows new evidence. Debbie said to recommend sending it back through the system.
- Cliff Low said if there is new evidence at BCC, their action should be denied. They have authority to decline.
- Terri Thomas said there needs to be an understanding about this procedure, and what the code does and doesn't allow, so we can participate in those actions.
- Grace said it's a new staff report, it's not a Board of Adjustment staff report re-submitted. She said her staff report will give an update on the appeal, and summary of what happen at the Board of Adjustment and why they didn't approve it. Summary of history of the project. This is a historical statement. There is no new information presented since she hasn't received it.
- Eric Scheetz said Cliff is correct, the Board of County Commissioners can say no and if there are new details of their design and location that would require a new application. They would show legal precedent. Hopefully the information from Mr. Naylor will be presented. Grace said the Board of County Commissioners can make a decision within 60 days. The FCC has rules as well. Sarah Tone said they can follow up with the information. Eric said we need to be ready and prepared quickly.
- Pat Phillips asked Sarah if those in attendance submit their concerns. Sarah said yes, everyone can submit a public comment form. A formal letter to commissioner is always recommended. There are multiple tools. Grace recommended an email or letter versus a phone call. Grace said physical presence at the Board of County Commissioner is important.
- Tom Judy said Board of County Commissioners should uphold the decision of Board of Adjustments.
- Eric Scheetz requested Mr. Naylor's information be included.

**MOTION: Eric made a motion that this CAB board reaffirms their previous decision of denial that was made at a previous CAB meeting where the Verizon cell tower was presented. We recommend the Board of County Commissioner uphold the Board of Adjustment decision of denial, as well as consider the community's concerns that have been noted at all these meetings. We would like to see Mr. Naylor's information be included as an appendix in the Board of County Commissioners Staff Report. Tom Judy seconded motion. The motion carried unanimously.**

Discussion:

- The board wants 3 parts included in the staff report: Previous recommendation; appeal of Board of Adjustments decision; and community concerns.
- Debbie Sheltra recommended for a second motion. She asked what if new evidence is presented.
- Jim Rummings said if there is new evidence, we want the commissioners to allow us to review it, but we don't know about the time constraints.

**MOTION: Kathie Roberts made a motion that if Verizon presents substantive new evidence, the Board of County Commissioners will refer the case back to Board of Adjustment or CAB if legally possible considering time limitations, or if not possible, deny it. Eric Scheetz seconded motion. The motion carried unanimously.**

**11. TRUCKEE MEADOWS WATER AUTHORITY AND WELL UPDATE** – postponed to future meeting.

**12. CHAIRMAN/BOARD MEMBER ITEMS/NEXT AGENDA ITEMS – November 13<sup>th</sup>**

- Truckee Meadows Water Authority and well update
- Tom Judy asked for the cell site update depending on what the BCC
- Eric Scheetz requested to have planners present about future business development – including growth in Storey County and how it affects WC and Lyon County.
- Eric Scheetz requested to hear about an outcome of Southeast connector

**13. PUBLIC COMMENT**

- Barry Bouchard said the fire portion of this meeting will be online.
- Cliff Low reminded everyone of the Keep Truckee Meadows Beautiful fundraiser and asked for support and buy tickets for Oct 29<sup>th</sup> event.
- Terri Thomas offered her vegetables.

**14. ADJOURNMENT** – Pat Phillips adjourned the meeting at 8:26pm.

Number of CAB members present: 8

Number of Public Present: 34

Presence of Elected Officials: 1

Number of staff present: 2

Submitted By: Misty Moga