

BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY

2:00 P.M.

OCTOBER 8, 2002

PRESENT:

Pete Sferrazza, Chairman
Joanne Bond, Vice Chairman
Jim Galloway, Commissioner
Jim Shaw, Commissioner

Amy Harvey, County Clerk
Michelle Poché, Assistant County Manager
John Rhodes, Deputy District Attorney
Madelyn Shipman, Legal Counsel

ABSENT:

Ted Short, Commissioner

The Board met 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:

02-1032 AGENDA

In accordance with the Open Meeting Law, on motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried with Commissioner Short absent, Chairman Sferrazza ordered that the agenda for the October 8, 2002 meeting be approved with the following amendment: delete Item 7.H, a change order to Peavine Construction's contract for additional work at the CDB Sewage Treatment Facility Decommissioning Project.

PUBLIC COMMENTS

Eddie Anderson, area citizen, urged the residents of Washoe County to vote "yes" on WC-7, the ReTRAC project and let the project go forward.

David Byerman, representing the Road 2 the Future Coalition, urged everyone to vote "yes" on WC-2, the Regional Transportation Commission ballot question concerning transportation funding.

Sam Dehne, local resident, reported on a new procedure at Reno City Council, alleging they are violating the Open Meeting Law by not allowing him to speak on agenda items.

Robin Frank, Reno resident, asked why the man who abused her son has not been charged. She stated she and her attorney have talked to the District Attorney's office and requested that the Board intervene on her behalf. Chairman Sferrazza asked her to provide him more information, which he would give to the District Attorney's office.

Bill Durbin, Nevada Division of Minerals, reported that the Division of Minerals, in cooperation with the U.S. Forest Service and the Associated General Contractors (AGC), is planning to backfill six abandoned mine openings on Peavine on Saturday, October 12th. He stated the openings would be permanently sealed so they will no longer be a hazard to people and wildlife. Mr. Durbin advised that the construction companies doing the work are A & K Earthmovers, TW Construction Company, Q & D Construction, and WES Construction Company.

MANAGER'S/COMMISSIONERS' COMMENTS

Commissioner Shaw expressed his gratitude to Mr. Durbin, the AGC, and the construction companies for the work being done on Peavine stating it is a very worthwhile project. He also reported the Sparks Library would be having a grand re-opening ceremony on Saturday at 9:30 a.m. to celebrate the completion of the remodeling project.

Commissioner Galloway requested staff get a copy of the City of Reno ordinance or the Council's rules concerning public comment at their meetings.

02-1033 RESOLUTION - SUPPORTING 2002 WASHOE COUNTY SCHOOL DISTRICT BOND WCSD 1

Steve Mulvenon, Washoe County School District (WCSD), Johnnie Pullman, WCSD Board of Trustees, and Barbara Surritte, Co-Vice Chair of the Support Our Schools campaign committee, were present to respond to questions and urged the Commissioners to support their proposal on the November election ballot.

Chairman Sferrazza stated he understands the proposal will not result in a tax increase, but will allow the School District to maintain its current tax rate. Ms. Pullman confirmed that was correct. Commissioners Shaw and Galloway expressed their support. Commissioner Bond expressed her support and asked that someone from the School District contact Gerlach High School concerning their Internet line.

On motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried with Commissioner Short absent, it was ordered that the following Resolution be adopted and Chairman Sferrazza be authorized to execute the same:

RESOLUTION--Supporting 2002 Washoe County School District Bond WCSD 1

WHEREAS, The Washoe County School District could issue bonds without increasing the property tax rate to finance improvements; and

WHEREAS, The bonds would provide money to fund the cost of acquiring school sites and construction of three elementary schools and three middle schools; and

WHEREAS, The bonds would provide money to upgrade, repair and renovate existing schools 10 years and older throughout Washoe County; and

WHEREAS, If passed, the bonds would ensure that \$66 million will be spent to improve technology in schools, ensuring our school children are prepared for the 21st Century; and

WHEREAS, The bonds would ensure that reduction in overcrowded schools would take place; and

WHEREAS, The District could manage student: enrollment which has grown from 40,000 to nearly 60,000 in the last 10 years alone and is projected to increase by as much as 20,000 in the next decade; and

WHEREAS, The bonds would help create a better learning experience and higher achievement for Washoe County students, as well as providing more schools and better technology, thereby enabling students to be better prepared for their futures; and

WHEREAS, The bonds would help spur economic growth by creating a better public school system, which is responsible for providing a skilled work force; now, therefore, be it

RESOLVED, That the Board of Washoe County Commissioners supports the 2002 Washoe County School Bond and urges all residents to vote "Yes on WCSD 1" on November 5, 2002.

MINUTES

On motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried with Commissioner Short absent and Commissioner Shaw abstaining, Chairman Sferrazza ordered that the minutes of the regular meeting of July 23, 2002 be approved. Commissioner Shaw abstained from approving these minutes because he was absent from that meeting.

02-1034 **STREET NAME CHANGE - WEST HOLCOMB LANE TO
HOLCOMB RANCH LANE - REMOVE STREET NAME EAST
HOLCOMB LANE**

Upon recommendation of the Regional Street Naming Committee, on motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried with Commissioner Short absent, Chairman Sferrazza ordered that West Holcomb Lane (aka Holcomb Lane), located east off of South Virginia Street, be changed to Holcomb Ranch Lane and the street name East Holcomb Lane be removed, effective immediately. It was noted that any parcels having East Holcomb Lane addresses will either be addressed off Gateway Drive or South Virginia Street.

02-1035 **NAME UNNAMED EASEMENT - BOOTSTRAP LANE**

Upon recommendation of the Regional Street Naming Committee, on motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried with Commissioner Short absent, Chairman Sferrazza ordered that the naming of an unnamed easement, located east off of the northern terminus of Broken Spur Road, as Bootstrap Lane be approved effective immediately.

02-1036 **EXPENDITURE AUTHORIZATION - WASHOE COUNTY JAIL
SECURITY REVIEW AND AUDIT - FINANCE**

Upon recommendation of Anna Heenan, Senior Fiscal Analyst, on motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried with Commissioner Short absent, Chairman Sferrazza ordered that the expenditure of \$40,600 for the Washoe County Jail security review and audit, to be paid for out of the \$.015 property tax rate restricted for public health and safety projects, be approved.

02-1037 **UNBUDGETED CAPITAL OUTLAY - SENIOR SERVICES**

Upon recommendation of Karen L. Mabry, Director, Senior Services, on motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried with Commissioner Short absent, Chairman Sferrazza ordered that an unbudgeted capital outlay to purchase a Victory Dual Door Blast Freezer, Model BF1S-2D-S7, at an approximate cost of \$17,000, be authorized.

02-1038 **AWARD OF BID - MEDIA BUYING SERVICES - RFP NO. 2345-03
- HEALTH DEPARTMENT**

This was the time to consider award of the bid for media buying services for various Washoe County District Health Department (WCDHD) programs for the remainder of Fiscal Year 2002. The Notice to Bidders for receipt of sealed bids was published in the *Reno Gazette-Journal* on July 12, 2002. Proof was made that due and legal Notice had been given.

Upon recommendation of John Balentine, Purchasing and Contracts Administrator, on motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried with Commissioner Short absent, Chairman Sferrazza ordered that the proposals received from the following firms be accepted in order that they may be utilized by the Washoe County District Health Department to perform media buying services for various WCDHD programs for the remainder of fiscal year 2002:

Media Directions, Inc.
Media Solutions
Marketing Synergists
Rose Glenn Group
Captive Media

It was noted the WCDHD will recognize the above-mentioned firms as their primary source for media buying services for the period of October 8, 2002 through June 30, 2003, with the option to renew the agreements for media buying services in annual increments not to exceed two renewals, and the estimated value of this award for the current fiscal year is \$137,000, subject to available funding.

**02-1039 GRANT OF PUBLIC UTILITY EASEMENT - JAN EVANS
JUVENILE DETENTION FACILITY - PUBLIC WORKS**

Upon recommendation of David Solaro, Architect, through Roger Van Alyne, Capital Projects Division Manager, on motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried with Commissioner Short absent, it was ordered that the Grant of Public Utility Easement to Sierra Pacific Power Company for installation, operation and maintenance of utility facilities for the Jan Evans Juvenile Detention Facility (PWP-WA-2002-219) be approved and Chairman Sferrazza be authorized to execute the same.

**02-1040 QUITCLAIM DEED - REDFIELD LAND COMPANY -
EASEMENT - MT. ROSE AND WEDGE PARKWAY - PUBLIC
WORKS**

Upon recommendation of Kimble Corbridge, Engineering Division, through Dave Roundtree, Public Works Director, on motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried with Commissioner Short absent, it was ordered that the Quitclaim Deed for an easement granted by the Holcomb Estate Company, which is no longer needed, located at approximately Mt. Rose Highway and Wedge Parkway, be approved and Chairman Sferrazza be authorized to execute the same. It was further ordered that staff be directed to record the Quitclaim Deed with the County Recorder.

02-1041

**AUTHORIZE TREASURER TO AUCTION TAX DELINQUENT
LANDS - PUBLIC WORKS**

Upon recommendation of Mimi Fujii-Strickler, Civil Engineer Assistant, through Dave Roundtree, Public Works Director, on motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried with Commissioner Short absent, it was ordered that the Washoe County Treasurer be authorized to auction all 2002 tax delinquent lands held in trust, with the exception of certain listed parcels (Exhibit A as placed on file with the Clerk). It was further ordered that the following Resolution, directing the Washoe County Treasurer to give notice of intention to sell to the indicated governmental units those parcels listed on Exhibit A, be adopted and Chairman Sferrazza be authorized to execute the same. It was noted that the 2002 Tax Delinquent Lands Book was on file in County Manager's Office.

RESOLUTION

A RESOLUTION DIRECTING THE COUNTY TREASURER TO TRANSFER TO OTHER GOVERNMENTS REAL PROPERTY HELD IN TRUST BECAUSE OF PROPERTY TAX DELINQUENCIES AND OTHER MATTERS PROPERLY RELATED THERETO.

WHEREAS, after the expiration of the period of redemption for tax delinquent parcels of real property the county tax receiver is required to execute and deliver deeds conveying title to such property to the county treasurer in trust for the use and benefit of the state and county, (NRS 361.585);

WHEREAS, upon the order of the board of county commissioners entered upon the record of its proceedings, such tax delinquent parcels held in trust by the treasurer may be conveyed in the manner required by state law after proper notice is given, (NRS 361.595);

WHEREAS, attached to this resolution and incorporated herein is Exhibit A, (placed on file with the Clerk) a list of tax delinquent parcels held by the county treasurer in trust that the board of county commissioners desires to have conveyed to other governments as more specifically set forth in Exhibit A;

WHEREAS, pursuant to NRS 361.603 local governments or the University System are authorized to acquire property held in trust by the county to serve a public purpose in return for the payment of the delinquent taxes; and

WHEREAS, pursuant to NRS 361.603 no delinquent taxes need be paid for property transferred to a local government for street, sewer or drainage uses, for use in a program for the rehabilitation of abandoned residential properties established by the local government pursuant to chapter 279B of NRS, or for use as open-space real property as designated in a city, county or regional comprehensive;

NOW THEREFORE BE IT HEREBY RESOLVED by the Washoe County Board of County Commissioners as follows:

1. The Washoe County Board of County Commissioners finds that transferring the parcels listed in Exhibit "A" (placed on file with the County Clerk) to Washoe County would serve the public purposes stated in the exhibit.

2. The Washoe County Treasurer is hereby ordered pursuant to NRS 361.603 to transfer the parcels listed in Exhibit "A" to Washoe County for the purposes stated in Exhibit "A" in the manner required by state law after proper legal notice has been given. The payment of delinquent taxes is not required because the property is to be used for purposes which qualify for the exemption from payment as stated above.

3. If some irregularity or circumstance arises before the transfer of any certain parcel listed in the exhibits to this resolution such that in the opinion of the Washoe County Treasurer the public interest would best be served by withdrawing such a parcel from a sale or transfer, the Washoe County Treasurer is hereby expressly authorized to make such a withdrawal on behalf of the county. The treasurer shall report to the board in writing his or her decision to make such a withdrawal and shall state the reasons for the decision. The board may thereafter permit the parcel to remain in trust for the benefit of the state and county or may again order it be sold or transferred.

**02-1042 AGREEMENT - BOARD OF REGENTS, UNIVERSITY AND
COMMUNITY COLLEGE SYSTEM OF NEVADA - IRRIGATION
CONTROLLER SYSTEMS - REGIONAL WATER PLANNING
COMMISSION**

Upon recommendation of the Regional Water Planning Commission, on motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried with Commissioner Short absent, it was ordered that the expenditure from the Regional Water Management Fund, in the not-to-exceed amount of \$35,250, to partially fund a Comparative Study of Aqua Conserv® Irrigation Controller and Weather Trak® Satellite Irrigation Controller, be approved. It was further ordered that Chairman Sferrazza be authorized to execute an Interlocal Agreement between the County of Washoe and the Board of Regents, University and Community College System of Nevada for the University of Nevada Cooperative Extension, concerning performance of the study.

**02-1043 CONTRACT RENEWAL - NEVADAWORKS (AKA JOIN) -
BUDGET DIVISION**

Upon recommendation of Karen Wallace, Fiscal Analyst, on motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried with Commissioner Short absent, it was ordered that the Agreement between the County of Washoe and NEVADAWORKS, concerning the purchase of general administrative services from Washoe County for the period of July 1, 2002 through June 30, 2003, be

approved and Chairman Sferrazza be authorized to execute the same. It was noted the Washoe County General Fund would collect \$21,300 in revenue.

02-1044 AGREEMENT - MEDICAL SCHOOL ASSOCIATES NORTH - PHYSICIAN PRECEPTOR - WITTENBERG HALL - JUVENILE SERVICES

Upon recommendation of Mary Ann Woolley, Juvenile Services, on motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried with Commissioner Short absent, it was ordered that the Cooperative Agreement between the County of Washoe (Department of Juvenile Services) and Medical School Associates North (through its physician, Jay D. Johnson, M.D.), setting forth provisions wherein Dr. Johnson agrees to function as the physician preceptor for the pediatric nurse practitioner and provide consultative and clinical services for the Wittenberg Hall clinic, in the amount of \$12,960, be approved and Chairman Sferrazza be authorized to execute the same.

02-1045 CORRECTION OF FACTUAL ERRORS - ASSESSOR

Upon recommendation of Jean Tacchino, Assistant Chief Deputy Assessor, on motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried with Commissioner Short absent, it was ordered that the following Roll Change Requests, correcting factual errors on tax bills, be approved and mailed to the affected property owners, copies of which were placed on file with the Clerk. It was further ordered that the Order on each roll change directing the Treasurer to correct the error be approved and Chairman Sferrazza be authorized to execute the same.

PROPERTY OWNER	PARCEL #	AMOUNT	ROLL
Fourth Street Commercial LLC	008-470-03	[-\$11,720.27]	2002 Secured
Ronald Sobczak	009-091-03	[-\$1,145.74]	2002 Secured
Myron J. Gomez, Trustee et al	009-572-07	[-\$437.50]	2002 Secured
Northwestern Mutual Life Ins. Co.	022-172-33	[-\$11,483.80]	2002 Secured
Parkside Gardens LTD PTSP	027-142-22	[-\$0.00]	2002 Secured
Eveylene M. Lansford	033-132-26	[-\$61.42]	2000 Secured
Eveylene M. Lansford	033-132-26	[-\$42.32]	2001 Secured
Eveylene M. Lansford	033-132-26	[-\$54.35]	2002 Secured
Kenneth A. Judge, Trustee	044-373-08	[-\$46.73]	2002/03 Secured
Robert C. and Sharon H. Gold	050-310-35	[-\$1,115.53]	2002 Secured
Caleb S. and Trudy Gonzalez	050-443-21	[-\$395.89]	2002 Secured
Larry G. Paul	076-300-35	[-\$311.77]	2002/03 Secured
Larry J. and Patricia A. Johnson	077-270-04	[-\$686.96]	2002 Secured
Karol F. Robison-Garrett	078-361-13	[-\$29.63]	2002 Secured
Gerald C. & Sharon B. Smith Tr.	152-110-41	[-\$2,297.37]	2002 Secured
Truckee Meadows Water Auth.	514-340-04	[-\$1,225.89]	2002 Secured
Russell and Danielle Holmes	522-491-10	[-\$215.45]	2001 Supp-Imp only
Charlotte A. Heatherly	552-092-13	[-\$25.72]	2002 Secured

**02-1046 SECOND CONTRACT AMENDMENT - VOLT VIEWTECH -
TOILET RETROFIT REBATE PROGRAM - WATER
RESOURCES**

Jim Smitherman, Water Management Planner Coordinator, conducted a slide presentation of charts and graphs showing the number of toilets replaced and the total fees paid to the consultant versus amounts rebated on a month-to-month basis. He stated the numbers translate into a water savings of approximately 136 acre-feet, or 44-million gallons, per year. He provided background information regarding the original agreement between the Board and Volt Viewtech to conduct the Toilet Retrofit Rebate Program with a goal of replacing 10,000 water-wasting toilets with new low-flow toilets. In July 2002, the contract was amended to continue the program and the contractor was given the option to terminate the agreement, with a 30-day notice, if the monthly number of toilets fell below 800. Mr. Smitherman noted the peaks and lows on the graph, stating the reason July was so high is because the contractor began approaching the multi-family complexes at that time. The number of toilets fell to 416 in August; and Volt Viewtech notified the County that they wished to terminate the contract, but also offered to continue the program if there could be an assurance that their monthly operating costs would be met. He then reviewed the specific changes Volt Viewtech requested and pointed out that the Regional Water Planning Commission (RWPC) feels very strongly that the program should be continued at least through the end of the year.

Commissioner Shaw stated the vendor signed a contract, and he is not comfortable changing it to improve the vendor's bottom line. Commissioner Bond pointed out the marketing costs are in addition to the fees paid to Volt Viewtech.

Chairman Sferrazza asked why they have just started soliciting the multi-unit complexes. He also questioned staffing numbers in the contractor's office and the overhead expenses the County is being asked to cover.

Commissioner Galloway asked if the Board has the ability to make an interim arrangement with this vendor for the next two or three months and solicit bids from other vendors during that time. Mr. Smitherman stated that is actually the recommendation from the RWPC.

Jim Tuck, Volt Viewtech Field Representative, explained their operation and staffing. He also stated his job is in the field, so he should not be considered office staff; and he described his job duties as contacting the local hardware stores, plumbing contractors, apartment complexes and associations, and service organizations to solicit participation in the program.

Commissioner Galloway asked Mr. Tuck whether his company would be willing to continue through the end of February if the County accepted their offer. Mr. Tuck stated the amendment would go through the end of the year and they would then go on a month-to-month basis.

On motion by Commissioner Galloway, seconded by Commissioner Bond, which motion duly carried with Commissioner Short absent, it was ordered that modifications to the fee schedule and termination provisions contained in the agreement with Volt Viewtech for continuation of the Toilet Retrofit Rebate Program be approved as outlined through January 31, 2003, with both sides having the option of giving a 30-day notice of termination only after January 31, 2003. It was further ordered that Chairman Sferrazza be authorized to execute the Second Amendment to Agreement for Consulting Professional Services with Volt Viewtech and to change December 31, 2002 to January 31, 2003 in the last sentence of said Agreement and initial the change. Staff was directed to contact the vendor to determine if he agrees to the change and, if so, obtain his initials beside the changed date.

**02-1047 BILL NO. 1354 - AMENDING WCC CHAPTER 110 -
DEVELOPMENT CODE - OFF-PREMISE SIGNS - BUS
BENCHES/SHELTERS**

David Jickling, Public Transportation Director, Regional Transportation Commission (RTC), distributed a drawing depicting advertising on a bus shelter. In response to Commissioner Galloway, Mr. Jickling explained their current franchise agreement with Washoe County addresses advertising on bus benches, but does not speak to bus shelters. He further stated the current ordinance appears to prohibit advertising on shelters. Mr. Jickling stated the goal of the RTC, through a Request for Proposals (RFP) distributed nationally, was to find a contractor who would expand the number of shelters and maintain the shelters in exchange for advertising on the shelters and kiosks. Mr. Jickling stated the RTC could save approximately \$200,000 per year in maintenance costs.

Commissioner Galloway expressed concerns regarding the advertising facing the exterior, which would impact the scenic quality and be a distraction to motorists. He stated he would prefer the advertisements be interior facing only. Other Board members expressed similar concerns, as well as concerns about all sides of a shelter being covered with advertising. A discussion ensued concerning bus benches, and it was determined that there is no way to place advertising on the new type of bus benches and those provisions of the ordinance should be deleted.

Madelyn Shipman, Assistant District Attorney, suggested new language for Section 110.502.23 that states, "Advertising copy within bus shelters and kiosks shall be interior facing."

On motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried with Commissioner Short absent, Chairman Sferrazza ordered that the bill be amended by deleting advertising on bus benches and adding the language proposed by Ms. Shipman.

Bill No. 1354, entitled, "AN ORDINANCE AMENDING PROVISIONS RELATING TO WASHOE COUNTY CODE CHAPTER 110, ARTICLE 502, OFF-PREMISE SIGNS, BY ADDING DEFINITIONS OF BUS BENCH, BUS SHELTER AND PUBLIC TRANSPORTATION OPERATOR; BY ADDING PROVISIONS REGULATING ADVERTISING COPY ON BUS KIOSKS AND BUS SHELTERS; BY AMENDING THE NUMBER OF PERMITTED OFF-PREMISE SIGNS IN THE UNINCORPORATED PORTION OF WASHOE COUNTY, AND OTHER MATTERS PROPERLY RELATING THERETO," was introduced, as amended, by Commissioner Shaw; the title was read to the Board; and direction was given to publish legal notice for final action of adoption.

**02-1048 APPOINTMENT - WASHOE COUNTY SCHOOL DISTRICT
OVERSIGHT PANEL ON SCHOOL FACILITIES**

On motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried with Commissioner Short absent, it was ordered that Commissioner Galloway and Commissioner Shaw be appointed to the Washoe County School District Oversight Panel on School Facilities. It was further ordered that Chairman Sferrazza be appointed as an alternate.

02-1049 ACCEPTANCE OF FEDERAL FORFEITURE FUNDS - SHERIFF

Upon recommendation of Sheriff Dennis Balaam, on motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried with Commissioner Short absent, Chairman Sferrazza ordered that two checks totaling \$515,994.47 received from the Drug Enforcement Administration Federal Asset Forfeiture Program be accepted, the increase in budget authority be authorized, and the Comptroller be directed to make the following adjustments to reflect the difference in the amount previously budgeted:

INCREASE REVENUES:	
15141D-4311	\$495,994.47
INCREASE EXPENDITURES:	
15141D-7205	\$495,994.47

**02-1050 PURCHASE OF FLEET HEAVY EQUIPMENT - BID NO. 2323-02 -
EQUIPMENT SERVICES**

Upon recommendation of John Balentine, Purchasing and Contracts Administrator, on motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried with Commissioner Short absent, Chairman Sferrazza ordered that the purchase of two replacement units of fleet heavy equipment, Caterpillar 430 DIT Backhoe Loaders, on behalf of the Equipment Services Division, from the lowest responsible, responsive, bidder, Cashman Equipment Company (per Award of Bid No. 2323-02 on March 19, 2002, BCC Item No. 02-313), be approved.

It was noted the bid award included a provision for the County to procure additional fleet heavy equipment through December 31, 2002 provided there was no increase in pricing and capital outlay requests were approved, which conditions have been met. It was further noted that Cashman Equipment Company will provide the County with new replacement fleet heavy equipment for a total initial capital expenditure of \$140,142, and warranty all major components thereof, including providing loaner units if required, for a period of three years, with a guaranteed buy-back at the end of three years of \$90,000, resulting in a net total cost to the County at the end of three years of \$50,142.

**02-1051 COLD SPRINGS COMMUNITY CENTER - FUNDING
ALLOCATION AND AWARD OF CONSTRUCTION BID -
PUBLIC WORKS**

This was the time to consider award of the bid for construction of the Cold Springs Community Center (PWP-WA-2002-185) on behalf of the Public Works Department. The Notice to Contractors for receipt of sealed proposals was published in the *Reno Gazette-Journal* on August 23 and 30, 2002.

The following contractors submitted proposals:

Al Shankle Construction
Bison Construction
K7 Construction
Northern Sierra Construction
Sierra Builders of Nevada

Upon recommendation of Anthony McMillen, Licensed Engineer, through Roger Van Alyne, Capital Projects Division Manager, on motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried with Commissioner Short absent, it was ordered that:

1. The current balance of interest money (\$83,449.59), and any future interest money earned, in the Cold Springs account area of Alturas Mitigation Funds be allocated for use on the previously approved Cold Springs Community Center;
2. The transfer of funds within the Alturas Mitigation Fund (\$83,449.59 from North Valleys Administration Account 9960402-7880 to Cold Springs Recreation Center Account 9960209-7880) be approved; and
3. The bid for construction of the Cold Springs Community Center (PWP-WA-2002-185) be awarded to the low, responsive, responsible bidder, Northern Sierra Construction, Inc., in the

amount of \$627,849.00, and Chairman Sferrazza be authorized to execute the contract for same upon presentation.

**02-1052 APPEAL OF CONDITION - RIVER PINES CASE NO. BL02-005 -
BOUNDARY LINE ADJUSTMENT - PUBLIC WORKS**

On motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried with Commissioner Short absent, Chairman Sferrazza ordered that consideration of the Appeal of Condition #1 for the Record of Survey Boundary Line Adjustment River Pines Case No. BL02-005 be continued as requested by the applicant.

**02-1053 AGREEMENT - WRC NEVADA, INC. - REGIONAL
STORMWATER MANAGEMENT PLAN - WATER RESOURCES**

Commissioner Bond stated other flood control studies have been done in the past and asked if those studies would be considered. Steve Bradhurst, Director, Water Resources Department, stated this study will look at the concept plan produced in 1991 in conjunction with the flooding that has occurred since that time to develop an updated, more comprehensive, master plan for flood control. Commissioner Bond stated her concern is that another nine or ten years will go by and the County will just have another outdated study. Mr. Bradhurst explained that this study would provide actual costs for engineering, construction, and operation/maintenance of the various flood control facilities as opposed to just having a concept plan. With this study, baseline cost data would be available if the Board decided to do a project. Mr. Bradhurst also responded to questions concerning the Request for Proposals process and how the consultant was selected for recommendation.

Upon recommendation of the Regional Water Planning Commission, on motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried with Commissioner Short absent, it was ordered that funding from the Regional Water Management Fund in the not-to-exceed amount of \$250,000 for WRC Nevada, Inc. to develop a plan for regional stormwater management be approved and Chairman Sferrazza be authorized to execute a professional services agreement between Washoe County and WRC Nevada, Inc. for completion of the work.

**02-1054 AGREEMENT - TETRA TECH EM, INC. - NON-POINT SOURCE
POLLUTION TRADING ANALYSIS - WATER RESOURCES**

Mike Widmer, Hydrogeologist, Water Resources Department, responded to questions from Commissioner Galloway concerning the Request for Proposals process, the low response, and the recommended consultant. Commissioner Shaw noted Carollo Engineers has done similar work for the County in the past and stated he wanted to be sure efforts were not being duplicated.

Upon recommendation of the Regional Water Planning Commission, on motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried with Commissioner Short absent, it was ordered that the Agreement for Consulting Engineering Services between the County of Washoe and Tetra Tech EM Inc., concerning a Non-Point Source Pollution Trading Analysis for the Truckee Meadows Water Reclamation Facility, in the not-to-exceed amount of \$100,000, be approved and Chairman Sferrazza be authorized to execute the same.

02-1055 COLD SPRINGS WASTEWATER FACILITY PLAN - WATER RESOURCES

Chairman Sferrazza noted there was considerable discussion regarding the Cold Springs Wastewater Facility Plan at the Caucus meeting.

Commissioner Bond advised she just received a letter expressing concerns and requesting the Board direct staff to take a multi-faceted approach with shallow groundwater wells and monitoring wells.

John Nelson, Project Manager, Water Resources Department, stated they currently have a groundwater monitoring system in place and he is aware the residents are requesting more monitoring wells to define the shallow nitrate plume. He stated he does think that would be a good idea; however, they have not identified a funding source for that and the benefits would need to be weighed against the cost.

Commissioner Galloway stated the Board is only being asked to approve a plan at this time, but at some point, implementation of the plan and property assessments would begin. Mr. Nelson advised the first connection would be the school, and they are working with the School District and the developer on that. He said staff is not at the point yet of determining the best way to implement the plan. Commissioner Galloway stated connecting the school would be phase "A," connecting the dry sewers would be "B," connecting those who do not have dry sewers but are in a certain area would be "C," and "D" would only affect remaining residents. He confirmed that at phase "D" there would not be charges going back against people who have already been assessed in one of the other phases. Mr. Nelson stated that was correct and "D" would only be needed if there was no change in the nitrate plume after doing the other phases.

Joan Liscom, Cold Springs Citizen Advisory Board, read into the record a letter from the Chair of the CAB. The letter was the same one Commissioner Bond referred to earlier, and a copy was placed on file with the Clerk.

Commissioner Galloway noted the Board previously authorized parallel testing of denitrifying septic systems in a nearby area and asked whether that test data had been evaluated in this plan. Mr. Nelson stated the denitrifying systems have not been installed yet. Commissioner Galloway asked if that approach should be completed before this plan gets to phase "D." Mr. Nelson agreed that it should. Commissioner Galloway

stated, if this plan is approved, it must be with the understanding that new information based on the denitrification testing would be considered.

Upon recommendation of John Collins, Utility Services Division Manager, and John Nelson, Project Manager, through Steve Bradhurst, Water Resources Director, on motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried with Commissioner Short absent, Chairman Sferrazza ordered that the Cold Springs Wastewater Facility Plan, including the Plan's recommended action, be approved and that the Regional Water Planning Commission be requested to include the Plan in the Washoe County Regional Water Management Plan 2002 Update and include the facilities identified in the Plan on its list of large and small facilities. It was further ordered that staff be directed to consider the monitoring wells as requested by the CAB and that staff consider the information and results from the denitrification tests in the Plan.

02-1056 2002 REGIONAL PLAN UPDATE AND ASSOCIATED LITIGATION

Michelle Poché, Assistant County Manager, reported that the mediation discussions concerning the litigation of the 2002 Regional Plan Update and the Verdi annexation are on-going and all parties agreed earlier this date to continue the discussions another week.

4:25 p.m. The Board recessed.

5:30 p.m. The Board reconvened with Chairman Sferrazza and Commissioners Bond, Galloway and Shaw present. Commissioner Short was absent.

Chairman Sferrazza requested that Item No. 14 concerning the update regarding the 2002 Regional Plan and Regional Plan Litigation be reopened [Item No. 02-1056]. On motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried, the item was reopened.

Legal Counsel Shipman advised there is a proposed agreement with the Somerset project that is part of the Verdi annexation litigation. She requested authorization to sign the agreement, which is currently drafted for signature by the attorneys. She said, if the agreement is changed for the signature of the Chairman, Chairman Sferrazza should be authorized to execute the agreement.

At the request of Commissioner Galloway, Ms. Shipman said the agreement provides that the Somerset project would be increased by 80 units to a total of 2568 units, which would be spread among the 2076 total acreage of the project and would include the approximate 300 acres that would be brought into the project with these parcels.

Commissioner Galloway stated the main reason he and Chairman Sferrazza recommended the Somerset agreement is that, if the parcels were developed under the existing County zoning, more than the additional 80 units would be allowed. He said this would provide for fewer units and a distance from Mogul at the elevation line, below which line no additional units would be built. He stated this design would provide some view protection and a slope easement for open space, which would benefit the existing residents. Legal Counsel Shipman noted that the agreement also provides there would be no developed road connection to existing roads in the Mogul area, which would result in no additional traffic through the existing Mogul neighborhoods.

On motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried with Commissioner Short absent, it was ordered that Legal Council Shipman be authorized to execute the agreement regarding the Somerset Project, which is currently set for signature by the attorneys; and, if the agreement is changed for execution by the Chairman of the various parties, Chairman Sferrazza be authorized to execute the same.

**02-1057 ORDINANCE NO. 1174 - BILL NO. 1352 - AMENDING WCC
CHAPTER 25 – EXEMPTION FROM ROOM TAXES FOR
RENTALS OF 28 DAYS OR MORE**

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on September 27, 2002, to consider the second reading and adoption of Bill No. 1352. Proof was made that due and legal Notice had been given.

Chairman Sferrazza 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.

On motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried with Commissioner Short absent, Chairman Sferrazza ordered that Ordinance No. 1174, Bill No. 1352, entitled, "**AN ORDINANCE AMENDING THE WASHOE COUNTY CODE BY ADDING PROVISIONS RELATING TO THE EXEMPTION FROM ROOM TAXES FOR RENTALS OF 28 DAYS OR MORE,**" be approved, adopted and published in accordance with NRS 244.100.

**02-1058 ACCEPTANCE OF LOCAL LAW ENFORCEMENT BLOCK
GRANT – SHERIFF**

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on September 27, 2002, to consider the acceptance and proposed uses of a Bureau of Justice Assistance, Local Law Enforcement Block Grant.

Chairman Sferrazza opened the public hearing and called on those wishing to speak. There being no response, the public hearing was closed.

Chairman Sferrazza noted that the Sheriff's Office would utilize this grant funding to purchase approximately 20 Dell laptop computers, mounting brackets, and wiring harnesses for marked patrol units for an approximate cost of \$70,111; approximately 30 Compaq palm computers at \$22,000 and accessories to supply to each patrol deputy for the E-Cite program; and approximately 20 bar code readers for an approximate cost of \$19,000.

On motion by Commissioner Bond, seconded by Commissioner Shaw, which motion duly carried with Commissioner Short absent, Chairman Sferrazza ordered that the U. S. Department of Justice, Bureau of Justice Assistance, Local Law Enforcement Block Grant in the amount of \$100,000, with a cash match of \$11,111 over the grant period, be accepted and Chairman Sferrazza be authorized to execute the grant award. It was further ordered that the following budget adjustments and the purchases of palm computers, bar code readers for the E-Cite program, and laptop computers for the Patrol Division be authorized:

Increase Revenues	
152423G-4301	\$100,000
Increase Expenditures	
152423G-72051	\$59,000
152423G-7205	\$41,000
Move Budget Authority for the County's cash match by decreasing 15141D \$11,111 and increasing 152423G-72051 \$11,111	

02-1059 CONVEYANCE OF LAS BRISAS PROPERTY TO CITY OF RENO FOR PUBLIC PARK – INTERLOCAL AGREEMENT – TWO QUITCLAIM DEEDS – DISTRICT ATTORNEY

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on September 26 and 27, 2002 to receive comments or objections from the public regarding the proposed conveyance of the Las Brisas property, APN 204-100-03, to the City of Reno for the public purpose of a park. This was also the time set to approve the Interlocal Agreement with the City of Reno regarding the conveyance and two Quitclaim Deeds to the City of Reno conveying Washoe County interests in the Las Brisas Property to the City of Reno.

Chairman Sferrazza opened the public hearing to hear any objections to the conveyance of the Las Brisas property, APN 204-100-03, to the City of Reno for use as a park. There being no response, the public hearing was closed.

Commissioner Galloway inquired whether there was any assurance the property would be used as a park. Legal Counsel Shipman advised her understanding is that the parcel was dedicated for the purpose of a library, and the County needed to obtain an agreement to release the deed restriction and replace it with a park dedication. Commissioner Galloway stated he would support this land conveyance based on the understanding presented by the District Attorney that it would be used for a park. Upon

inquiry of Commissioner Shaw, Ms. Shipman advised there is no time limit for development, but she believes the City of Reno is prepared to move forward on the park project.

On motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried with Commissioner Short absent, it was ordered that the conveyance of the Las Brisas Property, APN 204-100-03, to the City of Reno for use as a park be approved. It was further ordered that the Interlocal Agreement with the City of Reno regarding the conveyance of the property and two Quitclaim Deeds conveying Washoe County's interests in the Las Brisas property to the City of Reno be approved and Chairman Sferrazza be authorized to execute the documents.

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There being no further business to come before the Board, the meeting adjourned at 5:40 p.m.

PETER J. SFERRAZZA, Chairman
Washoe County Commission

ATTEST:

AMY HARVEY, Washoe County
Clerk and Clerk of the Board of
County Commissioners

*Minutes Prepared By
Sharon Gotchy and Barbara Trow
Deputy County Clerks*