

BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY

1:00 P.M.

SEPTEMBER 16, 2003

PRESENT:

David Humke, Chairman
Jim Shaw, Vice Chairman
Jim Galloway, Commissioner
Pete Sferrazza, Commissioner*
Bonnie Weber, Commissioner

Amy Harvey, County Clerk
Katy Singlaub, County Manager
John Rhodes, Legal Counsel

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:

03-1024 AGENDA

In accordance with the Open Meeting Law, on motion by Commissioner Shaw, seconded by Commissioner Weber, which motion duly carried with Commissioner Sferrazza temporarily absent, Chairman Humke ordered that the agenda for the September 16, 2003 meeting be approved.

PUBLIC COMMENTS

Paul Woods, Spanish Springs resident, requested the Board terminate the North Spanish Springs stormwater fee because the County is not providing services and does not plan to provide services to the area where he lives.

***1:10 p.m.** Commissioner Sferrazza arrived at the meeting.

Eddie Anderson, Reno resident, read a story about a grasshopper and an ant, and asked that people vote Republican.

Sam Dehne, Reno resident, discussed two lawsuits he filed, and he sang about heroes.

Al Hesson, local resident, talked about September 11, President Bush, terrorists, sending money to Iraq and starving senior citizens.

MANAGER’S/COMMISSIONERS’ COMMENTS

Commissioner Galloway requested a five-minute workshop at caucus concerning wasteful monthly billings of less than \$20.

Commissioner Shaw said he would be happy to speak with Mr. Woods and address his issues.

Commissioner Weber thanked all who attended the Sun Valley Citizen Advisory Board meeting concerning a task force to address safety and pedestrian issues in Sun Valley, including County employees and elected County officials and State Legislators.

Commissioner Sferrazza requested information concerning the requirement for curbs, gutters and sidewalks in new developments of one-third acre or less in the County. He also asked that the County request the Regional Transportation Commission to prepare a pedestrian and bicycle plan for the County.

03-1025 PROCLAMATION – GOOD NEIGHBOR DAY

Commissioner Shaw read the Proclamation declaring September 17 as Good Neighbor Day and presented the Proclamation to Tony Fiannaca of Sparks Florist. Mr. Fiannaca thanked the Board for supporting Good Neighbor Day and said it only works with the support of the community.

On motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, Chairman Humke ordered that the following Proclamation be adopted:

PROCLAMATION

WHEREAS, Actions are needed to bring our community back together again, and

WHEREAS, Acts of neighborly kindness and friendliness often seem obsolete; and

WHEREAS, Tony Fiannaca, Owner and President of Sparks Florist, Inc., wants to continue to help restore a feeling of community unity and neighborly hospitality, and

WHEREAS, With the help of U.S. Bank, Sparks Florist, Inc. wants to again celebrate a day in which all citizens are requested to be good neighbors, and

WHEREAS, on this 9th Good Neighbor Day, Sparks Florist, Inc. will give away 30,000 roses absolutely free; and

WHEREAS, The only condition imposed on the individual receiving a dozen roses is that they keep one rose for themselves and give the other 11 roses away to neighbors, co-workers and/or strangers as a gesture of goodwill, now, therefore, be it

PROCLAIMED, By the Washoe County Board of Commissioners that September 17, 2003, is "Good Neighbor Day" in Washoe County and the Board encourages all citizens and businesses in the Truckee Meadows community to participate in this exchange of appreciation of our fellow human beings.

03-1026 MINUTES

On motion by Commissioner Shaw, seconded by Commissioner Sferrazza, which motion duly carried, Chairman Humke ordered that the minutes of the regular meetings of May 27 and June 10, 2003 be approved.

03-1027 SEXUAL ASSAULT – MEDICAL CARE – PAYMENT

Pursuant to NRS 217.280 to 217.350, on motion by Commissioner Shaw, seconded by Commissioner Sferrazza, which motion duly carried, Chairman Humke ordered that payments with funds from the District Attorney's account designated Sexual Assault Victims Expenses be authorized for initial emergency medical care and follow-up medical or psychological treatment for 34 sexual assault victims in an amount totaling \$3,038.89 as set forth in a memorandum from Lidia Osmetti, Office Manager, District Attorney's Office, dated August 28, 2003 and placed on file with the County Clerk.

03-1028 SOLE SOURCE PURCHASE – TORO MOWER – PARKS

County Manager Katy Singlaub reviewed the Toro Grounds Master 4000-D Mower specifications and advised the Board that the Jacobsen and John Deere turf mower engines are not as powerful as the Toro, and a more powerful engine is desirable at high altitudes. She stated the Toro also has the maximum operator view.

Upon recommendation of John Balentine, Purchasing and Contracts Administrator, on motion by Commissioner Shaw, seconded by Commissioner Sferrazza, which motion duly carried with Commissioner Sferrazza voting "no," Chairman Humke ordered that the purchase of one new Toro Grounds Master 4000-D Mower, on behalf of the Parks and Recreation Department, from Turf Star Inc., as a sole source provider, in the amount of \$40,261.40, be approved. It was noted Commissioner Sferrazza said he felt the mower should be put out to bid.

03-1029 AWARD OF BID – SUN VALLEY COMMUNITY PARK PARKING & SHELTER IMPROVEMENTS – PUBLIC WORKS

This was the time to consider award of the bid for parking and shelter improvements at the Sun Valley Community Park for the Public Works Department. The Notice to Bidders for receipt of sealed bids was published on August 22 and 27, 2003.

Bids were received from the following vendors:

Gradex Construction
Sierra Nevada Construction
Maxim Construction
Sierra Builders
Mokofisi Construction
Asphalt Products Corp.
Building Solutions
Petersen Construction

Upon recommendation of Roger Van Alyne, Capital Projects Division Director, through Tom Gadd, Public Works Director, on motion by Commissioner Shaw, seconded by Commissioner Sferrazza, which motion duly carried, it was ordered that the bid for parking and shelter improvements at the Sun Valley Community Park be awarded to the low, responsive, responsible bidder, Gradex Construction, Inc., in the amount of \$92,966 and Chairman Humke be authorized to execute the contract documents upon presentation.

03-1030 ACCEPTANCE OF DONATION – MCGRAW HILL COMPANY – JUVENILE SERVICES

Upon recommendation of Mary Ann Woolley, Division Director, on motion by Commissioner Shaw, seconded by Commissioner Sferrazza, which motion duly carried, Chairman Humke ordered that the donation from the McGraw-Hill Company, Research Division, in the amount of \$1,450 to Wittenberg Hall to be used to purchase books, videos, programming materials and to subsidize the Sierra Arts Education program offered to juveniles in custody, be accepted with the Board's gratitude.

03-1031 ACCEPTANCE OF DONATION – SAVITT MEDICAL LIBRARY, UNIVERSITY OF NEVADA SCHOOL OF MEDICINE – HEALTH

Upon recommendation of Eileen Coulombe, Administrative Health Services Officer, on motion by Commissioner Shaw, seconded by Commissioner Sferrazza, which motion duly carried, Chairman Humke ordered that the donation of six ViewSonic Pocket PC's, V35, from the Savitt Medical Library of the University of Nevada School of Medicine, with a fair market value of \$2,700, be accepted with the Board's gratitude.

03-1032 DISINTERMENT OF HUMAN REMAINS – HEALTH

In response to Sam Dehne, Reno resident, County Manager Katy Singlaub explained requests for disinterment of human remains.

Upon recommendation of Eileen Coulombe, Administrative Health Services Officer, on motion by Commissioner Shaw, seconded by Commissioner Sferrazza, which motion duly carried, Chairman Humke ordered that the request from Gerald Lawhun of Black Butte Ranch, Oregon, to disinter and remove the remains of Georgia Lois Hale Lawhun, his wife, who died on April 15, 1986 be approved.

It was noted that disinterment will be from Masonic Memorial Gardens in Reno and reinterment will be at Oak Wood Memorial Park, Chatsworth, California, and the death certificate indicates the death was not due to a communicable disease.

**03-1033 PURCHASE REQUISITION – FY 2003/04 – PUBLIC HEALTH
PREPAREDNESS PROGRAM – HEALTH**

Upon recommendation of Eileen Coulombe, Administrative Health Services Officer, on motion by Commissioner Shaw, seconded by Commissioner Sferrazza, which motion duly carried, Chairman Humke ordered that purchase requisition #211137 in the amount of \$28,000 to the Board of Regents of the University and Community College System of Nevada for consulting services for the Public Health Preparedness Program be approved. It was noted the expenditures associated with this contract have been budgeted in account 1728G1-7108.

**03-1034 SOLE SOURCE PURCHASE REQUISITION – FY 2003/04 –
COMMUNITY AND CLINICAL HEALTH SERVICES DIVISION –
HEALTH**

Upon recommendation of Eileen Coulombe, Administrative Health Services Officer, on motion by Commissioner Shaw, seconded by Commissioner Sferrazza, which motion duly carried, Chairman Humke ordered that sole source purchase requisition #211088 in the amount of \$56,600 to the Board of Regents-UNR School of Medicine for state laboratory services be approved.

**03-1035 BUDGET AMENDMENT – FY 2003/04 – COMMUNITY AND
CLINICAL HEALTH SERVICES – HEALTH**

Upon recommendation of Eileen Coulombe, Administrative Health Services Officer, on motion by Commissioner Shaw, seconded by Commissioner Sferrazza, which motion duly carried, Chairman Humke ordered that an amendment to the District Health Department Fiscal Year 2003/04 Community and Clinical Health Services Program budget in the amount of \$45,832 be approved and the following account transactions be authorized:

ACCOUNT NUMBER	DESCRIPTION	AMOUNT OF INCREASE
002-1700-1706G2-4302	State Contributions	\$45,832
002-1700-1706G2-7002	Part Time Salaries	13,316
-70021	Pooled Positions	24,690

-7042	Group Insurance	1,554
-7048	Retirement	2,697
-7050	Medicare	193
-7140	Other Professional Services	1,000
-7261	Postage	400
-7307	Auto Mileage	1,382
-7322	Copy Machine	500
-7358	License and Permits	100
	Total Expenditures	\$45,832

**03-1036 BUDGET AMENDMENT – FY 2003/04 – PUBLIC HEALTH
PREPAREDNESS GRANT PROGRAM – HEALTH**

Upon recommendation of Eileen Coulombe, Administrative Health Services Officer, on motion by Commissioner Shaw, seconded by Commissioner Sferrazza, which motion duly carried, Chairman Humke ordered that an amendment to the District Health Department Fiscal Year 2003/04 Public Health Preparedness Grant (1728G1) Program budget in the amount of \$50,000 be approved and the following account transactions be authorized:

ACCOUNT NUMBER	DESCRIPTION	AMOUNT OF INCREASE/ (DECREASE)
002-1700-1728G1-7001	Base Salaries	(\$50,000)
-7825	Miscellaneous Special Equipment	50,000

**03-1037 CONTRACT – RICHARD S. ADAMS & CHARLENE P. ELEY –
MENTAL HEALTH ASSESSMENTS – JUVENILE SERVICES**

Upon recommendation of Mary Ann Woolley, Division Director, on motion by Commissioner Shaw, seconded by Commissioner Sferrazza, which motion duly carried, it was ordered that a Contract for Professional Services between Washoe County and Richard S. Adams and Charlene P. Eley, concerning conducting brief mental health assessments of juveniles detained at Wittenberg Hall or housed at the McGee Center or Kids Kottage to determine any suicidal/homicidal ideation for the purposes of classification for housing assignments and determine the need for further intervention, in the amount of \$60 per assessment, be approved and Chairman Humke be authorized to execute the Contract.

**03-1038 ACCEPTANCE OF GRANT/PURCHASE AUTHORIZATION –
NEVADA DIVISION OF EMERGENCY MANAGEMENT –
CITIZEN'S HOMELAND SECURITY COUNCIL – SHERIFF**

In response to Sam Dehne, local resident, County Manager Katy Singlaub explained this grant would support the Citizen's Homeland Security Council's instructor and office.

Upon recommendation of Sheriff Dennis Balaam, on motion by Commissioner Shaw, seconded by Commissioner Sferrazza, which motion duly carried, Chairman Humke ordered that up to \$37,483 in grant monies from the Nevada Division of Emergency Management, for the Citizen's Homeland Security Council, be accepted. It was further ordered that the following revenue and expenditure budget adjustments be approved and the Comptroller be directed to make the necessary budget adjustments:

INCREASE REVENUES:	DESCRIPTION:	AMOUNT:
15248G-4301		\$37,483
INCREASE EXPENDITURES:		
15248G-7205	Minor furniture & equipment	\$12,726
15248G-7001	Salaries	17,608
15248G-7230	Educational materials	7,149

It was also ordered that the Sheriff's Office be authorized to purchase minor furniture and equipment, educational materials, as well as pay instructor's costs for Homeland Security Training.

03-1039 ACCEPTANCE – 3CMA SAVVY AWARD

Kathy Carter, Community Relations Director, presented the award to the citizens of Washoe County. She recognized Mike Wolterbeek, Public Information Officer, for his contributions to the Washoe County Guide to Services.

Upon recommendation of Ms. Carter, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Humke ordered that the Savvy Award, a national communications honor, be accepted.

03-1040 CREATE PART-TIME POSITION – ADMINISTRATIVE ASSISTANT I – DISTRICT HEALTH DEPARTMENT

Commissioner Weber stated, at a time when the Women, Infants and Children office in Sun Valley is closing, positions should not be created and she feels sometimes it is necessary not to accept grant money. Commissioner Galloway pointed out that if the County does not take advantage of money offered by the Federal Government, the money could go to other jurisdictions, including other parts of the Country. He said denying grant money would mean not returning to local taxpayers the money they send to Washington.

Upon recommendation of Eileen Coulombe, Administrative Health Services Officer, on motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried with Commissioner Weber voting "no," Chairman Humke ordered that the creation of one part-time 24-hours/week Administrative Assistant I position in the Administrative Health Services Division, as reviewed and classified by the Washoe County Job Evaluation Committee, be authorized and the Human Resources Department be directed to make the changes. It was further ordered that the proposed

amendments to the District Health Department's fiscal year 2003/04 budget be approved as follows:

ACCOUNT NUMBER	DESCRIPTION	AMOUNT OF INCREASE
002-1700-1712G5-4301	Federal Contributions	\$50,000
002-1700-1712G5-7001	Salaries	7,230
-7002	Part time Salaries	14,040
-7042	Group Insurance	2,856
-7043	Dependent Insurance	2,075
-7046	Workmen's Comp Insurance	598
-7047	Unemployment Insurance	100
-7048	Retirement	4,344
-7050	Medicare	310
-7205	Minor Furniture & Equipment	1,500
-72051	Personal Computers	2,000
-72052	Printers	800
-7237	Computer Software	1,000
-7245	High Risk Supplies	603
-7250	Office Supplies	1,844
-7261	Postage	380
-7304	Advertising	1,500
-7307	Mileage	700
-7322	Copy Machine	200
-7357	Printing	1,500
-7382	Telephone	600
-740016	Rent/Utilities	5,820
	Total Expenditures	\$50,000

It was noted that if future funding is not available to fund the position it would be eliminated.

03-1041 RESOLUTION – REFUND OF TAXES – DP OPERATING PARTNERSHIP L.P. – APN 012-401-27

Following discussions, Commissioner Shaw moved to grant the partial refund of taxes for DP Operating Partnership L.P., as recommended by Blaine Cartlidge, Deputy District Attorney, in D.A. Opinion No. 6414. Commissioner Galloway seconded the motion. The motion failed with Commissioner Sferrazza voting "no." It was noted Commissioner Sferrazza said he is not in favor of the Board handling tax refunds and he thinks the system is unfair.

03-1042

**UNBUDGETED CAPITAL OUTLAY – INFORMATIONAL
KIOSKS & MISCELLANEOUS BUILDING IMPROVEMENTS –
SENIOR SERVICES**

Sam Dehne, local resident, questioned where the kiosks would be located, what they would look like and if they would be manned.

Upon recommendation of Marietta Bobba, Senior Services Director, on motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried, Chairman Humke ordered that an unbudgeted capital outlay request up to \$86,300 for the purchase of eight informational kiosks and miscellaneous building improvements (wiring, routing and phone line upgrades) for the Senior Services Department from within the Single Point of Entry grant be approved and the Comptroller be directed to make the following account changes on the condition the proposed list of kiosk locations comes back to the Board for approval.

ACCOUNT NUMBER	DESCRIPTION	INCREASE/ DECREASE
025-2501G83-7001	Base Salaries	(\$86,300)
025-2501G83-7802	Office Furniture, Fixtures & Equipment	72,000
025-2501G83-7863	Building & Improvements	14,300

03-1043

**INITIATE COMPREHENSIVE PLAN AMENDMENT – BRIEN
WALTERS' PROPERTY – PARKS**

Gary Schmidt, Washoe County resident, said he is familiar with the area in question, it is a historical area, and he feels it should be a high priority for the County to acquire.

Upon recommendation of Mike Boster, Planner, through Karen Mullen, Parks and Recreation Director, on motion by Commissioner Sferrazza, seconded by Commissioner Shaw, which motion duly carried, Chairman Humke ordered that the Parks Department be directed to initiate a Comprehensive Plan Amendment for the 26.92-acre Brien Walters' property (APN No. 046-060-01) to change the land use designation from General Rural (1-dwelling unit per 40-acres) to Medium Density Rural (1-dwelling unit per 5-acres) on 20.75-acres and from General Rural to Parks & Recreation on the remaining 6.17-acres. It was further ordered that the application fee of \$4,918 be waived for the Comprehensive Plan Amendment.

It was noted the appraisal is being done based on the property's current zoning.

Commissioner Sferrazza thanked Mr. Walters.

03-1044 DISCUSSION – WILDCREEK GOLF COURSE – RSCVA – PARKS

Karen Mullen, Parks and Recreation Director, reviewed the ownership of Northgate and Wildcreek golf courses.

Commissioner Shaw disclosed a phone conversation he had with John Sande, attorney for the Reno-Sparks Convention and Visitors Authority (RSCVA), and Mr. Sande said if the County is interested, he would like to discuss the issues with County staff.

Joe Kelley, General Manager of Golf, RSCVA, stated capital improvements were funded out of a capital improvement account and not charged directly to the golf courses.

John Rhodes, Deputy District Attorney, reviewed Nevada Revised Statute 244A.627 and answered questions of the Board.

On motion by Commissioner Galloway, seconded by Commissioner Sferrazza, which motion duly carried, Chairman Humke ordered that the policy positions related to the possible sale of Wildcreek and Northgate golf courses as set forth in the memorandum from Michelle Poché dated September 16, 2003, and placed on file with the County Clerk, be approved with the following amendments: the first bullet point would add to the end of the sentence "or of any intent to cease golf operations on either course"; the fourth bullet point would include language concerning deed restrictions; and the sixth bullet point would read "Washoe County remains interested in exploring with the owners of the other four publicly owned golf courses in the Truckee Meadows region, and other concerned parties who may be helpful, the feasibility of alternative management options." It was further ordered that staff be directed to explore with the RSCVA and other concerned parties the options for preserving public use and open space on both properties in the event that golf use is discontinued.

On motion by Commissioner Sferrazza, seconded by Commissioner Shaw, which motion duly carried, Chairman Humke ordered that staff be directed to explore, through negotiations with the RSCVA, possible acquisition of Wildcreek and/or Northgate golf courses, through either direct ownership or alternative management options.

3:15 p.m. The Board recessed.

3:30 p.m. The Board reconvened with all members present.

03-1045 AUTHORIZE TREASURER TO AUCTION TAX DELINQUENT LANDS – PUBLIC WORKS

Upon recommendation of David Price, County Engineer, through Tom Gadd, Public Works Director, on motion by Commissioner Sferrazza, seconded by

Commissioner Shaw, which motion duly carried, it was ordered that the Washoe County Treasurer be authorized to auction all tax delinquent lands held in trust, with the exception of those parcels listed on Exhibit "A". It was further ordered that the following Resolution be adopted and Chairman Humke be authorized to execute the same. It was noted the 2003 Tax Delinquent Lands Book is on file in the County Manager's office.

Summary - A resolution directing the county treasurer to transfer real property held in trust because of property tax delinquencies

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, 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 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.

EXHIBIT "A"

2003 Tax Delinquent Parcels to be withheld
From Sale to the general public

1. Those parcels previously withheld (as noted in the Tax Delinquent Lands Book).
2. The Washoe County Engineering Division has requested that the following parcels be withheld due to their being existing streets, common areas, drainage easements, or unusable parcels:

APNs

001-375-08	Gulling Road
003-651-22	Common Area
003-651-24	Common Area
003-655-04	Mt. Diablo Dr./Mt.Dana Dr./Diamond "O" Dr./Tenaya Creek
003-661-25	Common Area
003-661-31	Common Area
222-121-01	Common Area
222-122-01	Common Area
222-122-14	Rampart Terrace
222-120-01	Common Area
222-141-11	Common Area
222-144-02	Range View Ln.
222-150-14	Range View Ct./Rampart Terrace
502-233-05	Stonegate Ct./Quarry Rock Ct./Beckworth Dr./Golden Highlands Ct.

502-242-16	Beckworth Dr./Diamond Vista Ct.
550-242-09	Antelope Creek Ct./Antelope Creek Dr./Paradise Creek Dr.
550-252-14	Marble Creek Ct./Autumn Leaf Wy
550-254-06	Antelope Creek Dr.

3. Washoe County Regional Open Space program has requested acquisition for the following parcels:

<u>APN</u>	<u>USE</u>	<u>BACK TAX</u>
016-751-20	Open Space	\$ 5,786.82
021-270-22	Open Space	\$ 2,224.14
076-430-02	Open Space	\$ 830.48
089-110-08	Open Space	\$ 2,807.47
TOTAL		\$11,648.91

**03-1046 TRANSFER TAX DELINQUENT PROPERTY HELD IN TRUST
(APN 089-460-25) – PUBLIC WORKS/TREASURER**

Wallace Stephens, attorney for Castles, LLC, explained this parcel is in litigation based on an appeal filed. He spoke concerning the fact the Resolution does not say proper legal notice must be given to the delinquent taxpayer and he does not feel that notice was given.

Blaine Cartlidge, Deputy District Attorney, recommended the motion include that due legal notice be given.

Upon recommendation of David Price, County Engineer, and Bill Berrum, Washoe County Treasurer, through Tom Gadd, Public Works Director, on motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the following Resolution directing the Washoe County Treasurer to transfer real property, APN No. 089-460-25, a vacant piece of land located near the intersection of Pyramid Highway and Eagle Canyon Drive, held in trust by the Washoe County Treasurer, to Washoe County be adopted and Chairman Humke be authorized to execute the same. It was also ordered that due legal notice be given.

Summary - A resolution directing the county treasurer to transfer real property held in trust because of property tax delinquencies

RESOLUTION

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

WHEREAS, after the expiration of a 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 and final redemption or reconveyance rights are waived, (NRS 361.585 and 361.595);

WHEREAS, a parcel of real property located in Washoe County near the intersection of the Pyramid Highway and Eagle Canyon Drive presently known as Assessor's Parcel Number 089-460-25 (the "Subject Parcel") was previously included on a list of tax delinquent parcels held by the county treasurer in trust ordered by the board of county commissioners to be auctioned by the treasurer (November 13, 2001);

WHEREAS, information provided to the board subsequent to the November 13, 2001 order by the public works department shows the Subject Parcel is: irregularly shaped; burdened with numerous drainage easements traversing much of the parcel from various directions; further burdened with a drainage detention/retention facility; and has no current legal access to any street;

WHEREAS, the drainage facilities on the Subject Parcel serve an adjacent, large residential subdivision and no alternative drainage system is presently available;

WHEREAS, prior to the scheduled April 10, 2002 auction, the treasurer pulled the Subject Parcel from the auction at the request of public works after the burdens on the property were demonstrated to the treasurer;

WHEREAS, the treasurer's legal authority to withdraw the parcel from the auction was confirmed by the Washoe County District Court (Case No. CV02-02474);

WHEREAS, pursuant to NRS 361.603 Washoe County is authorized to acquire property held in trust if the property would serve a public purpose and the delinquent taxes need not be paid if the property transferred to a local government is to be used 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 plan,

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

1. The Subject Parcel's original and continuing primary use and purpose was a public drainage utility and is presently unbuildable due to the drainage burdens and lack of access.

2. The Subject Parcel serves an important public need and should be placed into the County's ownership.

3. The Washoe County Treasurer IS HEREBY ORDERED pursuant to NRS 361.603 to transfer the Subject Parcel to Washoe County for the purposes stated in this resolution.

4. The payment of delinquent taxes is not required of Washoe County because the property to be transferred is to be used for purposes that qualify for the exemption from payment as stated above.

03-1047 JOINT FUNDING AGREEMENT – U.S. GEOLOGICAL SURVEY – FLOOD EARLY WARNING SYSTEM – WATER RESOURCES

Upon recommendation of Jeanne Ruefer, Water Resources Planning Division Manager, through Steve Bradhurst, Water Resources Director, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the Joint Funding Agreement between Washoe County and the U.S. Department of the Interior, U.S. Geological Survey, concerning operation and maintenance of stream and precipitation gages associated with the Flood Early Warning System, from October 1, 2003 through June 30, 2005, in the amount of \$44,567, be approved and Chairman Humke be authorized to execute the Agreement.

03-1048 AGREEMENTS/EXPENDITURE – FINANCIAL CONSULTING SOLUTIONS GROUP, INC., ECO:LOGIC & TMWA – NORTH VALLEYS WATER SUPPLY PLAN IMPLEMENTATION & FINANCING PROGRAM – WATER RESOURCES

Upon recommendation of Jeanne Ruefer, Water Resources Planning Division Manager, Jim Smitherman, Water Management Planner Coordinator, and John Collins, Utility Services Division Manager, through Steve Bradhurst, Water Resources Director, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, it was ordered that:

1. An Agreement for Professional Consulting Services between Washoe County and Financial Consulting Solutions Group, Inc., concerning developing the financing program and analysis of the concept of single operating unit for the North Valleys, part of the North Valleys Water Supply Plan Implementation and Financing Program, in a not-to-exceed amount of \$103,860, be approved and Chairman Humke be authorized to execute the same;

2. An Agreement for Consulting Engineering Services between Washoe County and ECO:LOGIC, concerning engineering services to develop the phased improvement program of the North Valleys Water Supply Plan Implementation and Financing Program, in a not-to-exceed amount of \$87,970, be approved and Chairman Humke be authorized to execute the same;

3. An Interlocal Agreement between Washoe County and the Truckee Meadows Water Authority (TMWA), concerning providing expenditures by TMWA to partially pay for the North Valleys Water Supply Plan Implementation and Financing Program, in a not-to-exceed amount of \$47,958, be approved and Chairman Humke be authorized to execute the same; and

4. The expenditure of \$47,957, from the Water and Sewer Enterprise Fund, and \$95,915, from the Regional Water Management Fund, to partially pay for the North Valleys Water Supply Plan Implementation and Financing Program be authorized.

03-1049 **POSSIBLE SPONSORSHIP – JULY 2008 NATIONAL ASSOCIATION OF COUNTIES CONFERENCE – LETTER OF INTENT – COMMUNITY RELATIONS**

Upon recommendation of Kathy Carter, Community Relations Director, through Katy Singlaub, County Manager, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, it was ordered that Chairman Humke be authorized to execute a letter of support for the conference bid to the National Association of Counties (NACo) 2008 conference, subject to the condition that the County would raise private funds or other agency funding outside the General Fund to meet the requirements. It was further ordered that a letter be sent to the Reno-Sparks Convention and Visitors Authority requesting that they provide the County with a convention planner and fundraiser for this purpose.

03-1050 **DISCUSSION – CITY OF RENO ADOPTED 2003-2009 ANNEXATION PROGRAM – COMMUNITY DEVELOPMENT**

Adrian Freund, Community Development Director, said the City of Reno's adopted 2003-2009 Annexation Program includes some areas already agreed to be rolled back as part of the Regional Plan Settlement. He reviewed the staff report dated September 5, 2003, which was placed on file with the County Clerk, and answered questions of the Board.

Upon recommendation of Mr. Freund and Mike Harper, Planning Manager, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried, Chairman Humke ordered that the comments in the staff report dated September 5, 2003 be approved and forwarded to all concerned parties.

03-1051 DISCUSSION – 2002 REGIONAL PLAN SETTLEMENT

On motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried, Chairman Humke ordered that staff be directed to proceed with an appeal under the Regional Plan Settlement appeal provisions concerning a conformance finding by the Regional Planning Commission that does not substantially incorporate the concerns expressed by the Board regarding the program of annexation.

03-1052 ORDINANCE NO. 1216 – BILL NO. 1396 – REFUND
OUTSTANDING BONDS – SPECIAL ASSESSMENT DISTRICT 21

On motion by Commissioner Galloway, seconded by Commissioner Sferrazza, which motion duly carried, Chairman Humke ordered that Ordinance No. 1216, Bill No. 1396, entitled, "**AN ORDINANCE AUTHORIZING THE ISSUANCE OF REGISTERED WASHOE COUNTY, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 21, LOCAL IMPROVEMENT REFUNDING BONDS, SERIES 2003 IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$1,350,000 IN ORDER TO REFUND OUTSTANDING BONDS ISSUED FOR COLD SPRINGS VALLEY SEWER TREATMENT FACILITIES; PROVIDING FOR ITS ADOPTION AS IF AN EMERGENCY EXISTS; AND PROVIDING THE EFFECTIVE DATE OF THE ORDINANCE,**" be approved and adopted as if an emergency exists and published in accordance with NRS 244.100.

03-1053 ORDINANCE NO. 1217 – BILL NO. 1397 – REFUND
OUTSTANDING BONDS – SPECIAL ASSESSMENT DISTRICT 23

On motion by Commissioner Sferrazza, seconded by Commissioner Shaw, which motion duly carried, Chairman Humke ordered that Ordinance No. 1217, Bill No. 1397, entitled, "**AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE BY WASHOE COUNTY OF ITS SPECIAL ASSESSMENT DISTRICT NO. 23 (ARROWCREEK) SENIOR LOCAL IMPROVEMENT REFUNDING BONDS, 2003 SERIES A, AND SUBORDINATE LOCAL IMPROVEMENT REFUNDING BONDS, 2003 SERIES B IN THE COMBINED MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$9,846,538 TO REFUND CERTAIN OUTSTANDING BONDS ISSUED FOR ARROWCREEK, A PLANNED COMMUNITY DEVELOPMENT IN SOUTHWEST RENO; PROVIDING FOR ITS ADOPTION AS IF AN EMERGENCY EXISTS; AND PROVIDING THE EFFECTIVE DATE OF THE ORDINANCE,**" be approved and adopted as if an emergency exists and published in accordance with NRS 244.100.

COMMUNICATIONS AND REPORTS

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

03-1053A **COMMUNICATIONS:**

- A. Copy of fully executed NDOT Contract No. 3164, Project Nos. IM-0031(059), IM-080-1(141)041, SPI-080-1(054), IM-080-1(139)073, IM-080-1(140)045 and SPI-080-1(053), on FR WA-10, FR WA-11 and FR WA-12 at the Mustang Interchange, on I-80, from 2.37 miles west of the Wadsworth/Pyramid Interchange to the Storey/Lyon County line, on I-80 at the Wadsworth Truck Inspection Area, on I-80 at the Wadsworth Rest Area (RP WA-72), on I-80, from 8.76 miles east of the Nightingale Interchange to 0.37 miles east of the US 95 Interchange, on FR CH-05 at the US 95 Interchange, from the Cattleguard south I-80 to the westbound off-ramp north of I-80, on I-80, from the Storey/Lyon County Line to 0.42 miles east of the east Fernley Grade Separation and on I-80 at the West Main Street Interchange in Fernley, Washoe, Lyon and Churchill Counties, Road and Highway Builders LLC, Contractor. (documents forwarded to Public Works)

- B. Copy of fully executed NDOT Contract No. 3152, Project No. SPSR-0445(011), on SR 445, Pyramid Way, from "C" Street to North McCarran Boulevard (SR 650), Washoe County, Granite Construction Company, Contractor. (documents forwarded to Public Works)

- C. Copy of executed Southwest Truckee Meadows Citizen Advisory Board Resolution urging the City of Reno to deny the application of the Owner/Developer of the Ballardini Ranch for annexation of all or any part of the Ballardini Ranch into the City of Reno.

03-1053B **REPORTS – Monthly (July 2003)**

- A. Court Clerk
- B. Washoe County Clerk
- C. Washoe County Treasurer

03-1053C **REPORTS – Annual (June 2003)**

- A. Grand View Terrace General Improvement District

03-1053D **BUDGETS – 2003-2004**

- A. Washoe County School District – Amended – Final

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There being no further business to come before the Board, the meeting adjourned at 4:10 p.m.

DAVID E. HUMKE, Chairman
Washoe County Commission

ATTEST:

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

*Minutes Prepared by
Melissa M. Ayrault, Deputy County Clerk*