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- . Washoe County
- . Karen Neufeld
- . PO Box 11130
- . Reno, NV 89510

PROOF OF PUBLICATION

STATE OF NEVADA  
COUNTY OF WASHOE

ss Tana Ciccotti

Being first duly sworn, deposes and says:  
That as the legal clerk of the RENO  
GAZETTE-JOURNAL, a daily newspaper  
published in Reno, Washoe County,  
State of Nevada, that the notice:

Ordinance 1122

of which a copy is hereto attached, has  
been published in each regular and entire  
issue of said newspaper on the following  
dates to wit:

June 29, July 6, 2001

Signed

*Tana Ciccotti*

Subscribed and sworn to before me this

JUL 06 2001

*Susan V. Dummar*

Notary Public

**NOTICE OF ADOPTION  
WASHOE COUNTY  
ORDINANCE NO. 1122**

NOTICE IS HEREBY GIVEN  
THAT: Bill No.1299, Ordinance  
No. 1122 entitled:

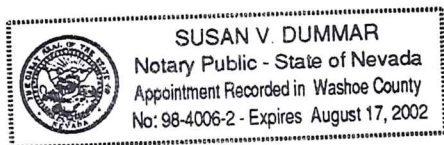
An ordinance creating  
Washoe County, Nevada, Spe-  
cial Assessment District No.  
30 (Antelope Valley Road);  
ordering a street project  
within Washoe County,  
Nevada; providing for the  
levy and collection of special  
assessments therefor; and  
prescribing other matters  
relating thereto.

was adopted on June 26, 2001  
by Commissioners Bond, Gallo-  
way, Stierazza, Shaw and  
Short. This ordinance shall be  
in full force and effect from  
and after July 6, 2001.

Typewritten copies of the ordi-  
nance are available for inspec-  
tion by all interested persons  
at the office of the County  
Clerk, 75 Court Street, Reno,  
Nevada.

AMY HARVEY,  
Washoe County Clerk

No.2245 June 29, July 6, 2001



JUL 10 2001

Summary - An ordinance creating Washoe County, Nevada, Special Assessment District No. 30 (Antelope Valley Road), ratifying action taken by County officers toward the creation of such District and providing other matters related thereto.

**BILL NO. 1299**  
**ORDINANCE NO. 1122**  
**(of Washoe County, Nevada)**

**AN ORDINANCE CREATING WASHOE COUNTY, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 30 (ANTELOPE VALLEY ROAD); ORDERING A STREET PROJECT WITHIN WASHOE COUNTY, NEVADA; PROVIDING FOR THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS THEREFOR; AND PRESCRIBING OTHER MATTERS RELATING THERETO.**

**WHEREAS**, the Board of County Commissioners of the County of Washoe in the State of Nevada (the "Board," "County" and "State", respectively) deems it necessary to create Washoe County, Nevada, Special Assessment District No. 30 (Antelope Valley Road) (the "District"), for the purpose of acquiring and constructing a street project (the "Project" or "Street Project"), and to defray the entire cost and expense of such improvements by special assessments, according to benefits, against the benefitted lots and premises in said District; and

**WHEREAS**, by a resolution passed and approved May 22, 2001 (the "provisional order resolution"), the Board declared its determination to create the District for the purpose of acquiring and constructing the Project, stating therein the improvements, that the entire expense thereof shall be paid by special assessment, and that the assessment is to be made according to benefits, by apt description designating the District, including the lands to be so assessed and definitely locating the improvements to be made; and

**WHEREAS**, pursuant to the provisional order resolution, the Board gave notice (in the manner specified by NRS § 271.305) of the filing of the preliminary plans, assessment plat, typical section of the contemplated improvements, preliminary estimate of cost, and estimate of maximum benefits, and of the time and place of hearing thereon; and

**WHEREAS**, the manner of giving such notice by mail, publication and posting was reasonably calculated to inform the parties of the proceedings concerning the District which might directly and adversely affect their legally protected interests; and

**WHEREAS**, all owners of property to be assessed and interested persons so desiring were permitted to file a written protest or objection or to appear before said Board on Tuesday, June 12, 2001, and be heard as to the propriety and advisability of acquiring the Project provisionally ordered, as to the cost thereof, and manner of payment therefor, and as to the amount thereof to be assessed against said property; and

**WHEREAS**, all written and oral objections and protests received were duly considered, and the Board has determined that it is in the best interests of said District, the County, and the inhabitants thereof to create the District as theretofore proposed; and

**WHEREAS**, the owners of lots, tracts or parcels of land in said District representing less than half of the area to be assessed of all lots, tracts or parcels of land in said District filed written or oral objections thereto; and

**WHEREAS**, every written protest and other objection was found to be without sufficient merit and was overruled by said Board by a resolution passed and approved on June 12, 2001 except as stated in such resolution; and

**WHEREAS**, any person filing a written complaint, protest or objection shall have the right, within 30 days after the Board has finally passed on such complaint, protest or objection to commence an action or suit in any court of competent jurisdiction to correct or set aside such determination; and

**WHEREAS**, the County Engineer as engineer (the "Engineer") for the District presented to the Commission and filed with the Clerk the following documents:

(A) Revised, if necessary, final plans and specifications, with construction drawings, showing a typical section of the contemplated improvements, the type or types of material, and the approximate thickness and wideness;

(B) Revised, if necessary, the estimate of the total cost of the Project and of each type of construction, the estimate being made on a lump sum, including in the total estimate, without limiting the generality of the foregoing, the advertising, appraising, engineering,

legal, printing, and such other expenses as in the judgment of the Engineer are necessary or essential to the completion of such work or improvement, and the payment of the cost thereof; and

(C) A revised assessment plat or map, including an addendum thereto (designated as a "Tabulation of Parcels" or "Preliminary Assessment Roll") showing the descriptions of the property to be assessed, showing the area to be assessed, the market values, the amounts of estimated preliminary assessments, the amount of maximum benefits estimated to be assessed against each tract or parcel of land in the District, the estimate being based on an area basis, as hereafter described and with an equitable adjustment having been made for assessments to be levied against any tract or parcel not specially benefitted in direct proportion to the percentage applicable to that tract or parcel under the area basis used so that assessments according to benefits will be equal and uniform; and

**WHEREAS**, the Board has reviewed the documents submitted as aforesaid for the District;

and

**WHEREAS**, the Board and officers of said County have done all things necessary and preliminary to the creation of the District, and the said Board desires now to authorize such Project by this Ordinance.

**NOW, THEREFORE, THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF WASHOE, DO ORDAIN:**

Section 1. This Ordinance shall be known as, and may be cited by, the short title "Special Assessment District No. 30 (Antelope Valley Road) Creation Ordinance" (herein the "Ordinance").

Section 2. The Board has heretofore determined and does hereby determine:

A. That each and every protest and objection made in connection with the District is without sufficient merit and the same be, and the same heretofore has been by a resolution adopted and approved on June 12, 2001, overruled, and finally passed on by said Board except as otherwise provided in said resolution;

B. That the public convenience and necessity require creation of the District; and

C. That the creation of the District is economically sound and feasible.

Section 3. There shall be, and hereby is, created in the County an improvement district designated the "Washoe County, Nevada, Special Assessment District No. 30 (Antelope Valley Road)" (the "District") for the purpose of acquiring the Project as more particularly described below.

Section 4. The Project, which is hereby ordered to be constructed and acquired, shall be as shown on the final plans and specifications for the District filed with the County Clerk on June 26, 2001. The kind, character and location of the Project (without mentioning minor details) is as follows:

The Street Project is for the acquisition, construction and improvement of a street more particularly described as the grading and paving of Antelope Valley Road from Matterhorn Drive, northerly approximately 4.1 miles to an existing cattle guard approximately 4.1 miles northerly of the intersection of Matterhorn Drive and Antelope Valley Road, including incidental drainage ditches, culverts, headwalls and rip rap, signing and surveying. The pavement is to be 24 foot wide asphaltic concrete plant mix with a minimum of 2 foot wide gravel shoulders on both sides; the pavement structural section is to be a minimum of 5 inches of asphalt over existing base; the paving, drainage, signing and survey monumentation are to be in accordance with the Standard Details and Specifications for Public Works Construction; and all grading, paving and incidental drainage, signing and surveying improvements to include all necessary excavations, filling, grading and appurtenances incidental thereto, and incidentals necessary, useful or desirable, including real and other property therefor. The Project is described in more detail on the final plans and specifications on file with the County Clerk. A substantial change in existing street elevation or grades will result from the Project. Except as shown in the final plans, the character of the street improvements shall be as described in the preceding paragraph.

Section 5. The Project described above is to be constructed and acquired by the County at an estimated cost of \$1,336,000. All of such costs will be paid by the levy of special assessment against property in the District as further described below.

Section 6. The amount to be assessed for the Project will be levied upon all tracts in the District, i.e., upon each piece, lot, tract or parcel in the District, in proportion to the special benefits derived on a per lot basis (i.e., costs of improvements shall be apportioned to each such parcel in the proportion to the number of lots or parcels in the District), provided that an equitable adjustment will

be made for assessments levied against any tract or parcel of land not specially benefitted so that the assessments according to the benefits are equal and uniform. The portion of the costs to be assessed against, and the maximum amount of benefits estimated to be conferred upon, each piece or parcel of property in the District is stated in the assessment plat.

Section 7. The extent of the District, i.e., a description of the land comprising the District including the parcels to be assessed is: The boundaries consist of the street being improved, i.e., Antelope Valley Drive from Matterhorn Drive northerly approximately 4.1 miles to an existing cattle guard approximately 4.1 miles northerly of the intersection of Matterhorn Drive and Antelope Valley Road and each of the parcels described by Assessor's Parcel Number ("APN") as follows:

| NO | APN     | NO | APN     |
|----|---------|----|---------|
| 1  | 7945020 | 26 | 7947036 |
| 2  | 7945021 | 27 | 7947037 |
| 3  | 7945022 | 28 | 7947038 |
| 4  | 7945038 | 29 | 7947039 |
| 5  | 7945039 | 30 | 7947040 |
| 6  | 7945040 | 31 | 7947041 |
| 7  | 7947007 | 32 | 7947042 |
| 8  | 7947017 | 33 | 7947043 |
| 9  | 7947018 | 34 | 7947044 |
| 10 | 7947019 | 35 | 7947045 |
| 11 | 7947020 | 36 | 7947046 |
| 12 | 7947021 | 37 | 7947047 |
| 13 | 7947022 | 38 | 7947048 |
| 14 | 7947023 | 39 | 7947049 |
| 15 | 7947025 | 40 | 7947050 |
| 16 | 7947026 | 41 | 7947051 |
| 17 | 7947027 | 42 | 7947052 |
| 18 | 7947028 | 43 | 7947053 |
| 19 | 7947029 | 44 | 7947054 |
| 20 | 7947030 | 45 | 7947055 |
| 21 | 7947031 | 46 | 7947056 |
| 22 | 7947032 | 47 | 7947057 |
| 23 | 7947033 | 48 | 7947058 |
| 24 | 7947034 | 49 | 7947059 |
| 25 | 7947035 | 50 | 7947060 |

| NO | APN     | NO  | APN     |
|----|---------|-----|---------|
| 51 | 7947061 | 76  | 7948020 |
| 52 | 7947062 | 77  | 7948021 |
| 53 | 7947063 | 78  | 7948022 |
| 54 | 7947064 | 79  | 7948023 |
| 55 | 7947065 | 80  | 7948024 |
| 56 | 7947066 | 81  | 7948026 |
| 57 | 7947067 | 82  | 7948031 |
| 58 | 7947068 | 83  | 7948032 |
| 59 | 7947069 | 84  | 7948033 |
| 60 | 7947070 | 85  | 7948034 |
| 61 | 7947071 | 86  | 7948035 |
| 62 | 7947072 | 87  | 7948036 |
| 63 | 7947073 | 88  | 7948037 |
| 64 | 7947074 | 89  | 7948038 |
| 65 | 7947075 | 90  | 7948039 |
| 66 | 7947076 | 91  | 7948040 |
| 67 | 7948004 | 92  | 7948041 |
| 68 | 7948006 | 93  | 7948042 |
| 69 | 7948011 | 94  | 7948043 |
| 70 | 7948012 | 95  | 7948044 |
| 71 | 7948013 | 96  | 7948045 |
| 72 | 7948014 | 97  | 7948046 |
| 73 | 7948015 | 98  | 7948047 |
| 74 | 7948016 | 99  | 7948048 |
| 75 | 7948019 | 100 | 7948049 |



| <b>NO</b> | <b>APN</b> | <b>NO</b> | <b>APN</b> |
|-----------|------------|-----------|------------|
| 101       | 7948050    | 126       | 7948077    |
| 102       | 7948051    | 127       | 7948078    |
| 103       | 7948052    | 28        | 7948079    |
| 104       | 7948053    | 129       | 7948080    |
| 105       | 7948055    | 130       | 7948081    |
| 106       | 7948056    | 131       | 7948082    |
| 107       | 7948057    | 132       | 7948083    |
| 108       | 7948058    | 133       | 7948084    |
| 109       | 7948059    | 134       | 7948085    |
| 110       | 7948060    | 135       | 7948086    |
| 111       | 7948061    | 136       | 7948087    |
| 112       | 7948062    | 137       | 7948088    |
| 113       | 7948063    | 138       | 7948089    |
| 114       | 7948064    | 139       | 7948090    |
| 115       | 7948065    | 140       | 7848091    |
| 116       | 7948067    | 141       | 7949008    |
| 117       | 7948068    | 142       | 7949009    |
| 118       | 7948069    | 143       | 7949010    |
| 119       | 7948070    | 144       | 7949011    |
| 120       | 7948071    | 145       | 7949012    |
| 121       | 7948072    | 146       | 7949013    |
| 122       | 7948073    | 147       | 7949014    |
| 123       | 7948074    | 148       | 7949015    |
| 124       | 7948075    | 149       | 7949016    |
| 125       | 7948076    | 150       | 7949017    |

| NO  | APN     | NO  | APN     |
|-----|---------|-----|---------|
| 151 | 7949018 | 176 | 7950025 |
| 152 | 7949019 | 177 | 7950026 |
| 153 | 7949020 | 178 | 7950027 |
| 154 | 7949021 | 179 | 7950028 |
| 155 | 7949022 | 180 | 7950029 |
| 156 | 7949023 | 181 | 7950030 |
| 157 | 7949024 | 182 | 7950031 |
| 158 | 7949025 | 183 | 7950032 |
| 159 | 7949026 | 184 | 7950033 |
| 160 | 7949027 | 185 | 7950034 |
| 161 | 7950002 | 186 | 7950035 |
| 162 | 7950003 | 187 | 7950036 |
| 163 | 7950007 | 188 | 7950037 |
| 164 | 7950008 | 189 | 7950038 |
| 165 | 7950010 | 190 | 7950039 |
| 166 | 7950011 | 191 | 7950040 |
| 167 | 7950013 | 192 | 7950041 |
| 168 | 7950014 | 193 | 7950042 |
| 169 | 7950018 | 194 | 7950043 |
| 170 | 7950019 | 195 | 7950044 |
| 171 | 7950020 | 196 | 7950045 |
| 172 | 7950021 | 197 | 7950046 |
| 173 | 7950022 | 198 | 7950047 |
| 174 | 7950023 | 199 | 7950048 |
| 175 | 7950024 | 200 | 7951001 |

| <b>NO</b> | <b>APN</b> | <b>NO</b> | <b>APN</b> |
|-----------|------------|-----------|------------|
| 201       | 7951002    | 226       | 7953015    |
| 202       | 7951003    | 227       | 7953016    |
| 203       | 7951004    | 228       | 7953017    |
| 204       | 7951005    | 229       | 7953018    |
| 205       | 7952001    |           |            |
| 206       | 7952002    |           |            |
| 207       | 7952003    |           |            |
| 208       | 7952004    |           |            |
| 209       | 7952005    |           |            |
| 210       | 7952007    |           |            |
| 211       | 7952008    |           |            |
| 212       | 7952009    |           |            |
| 213       | 7952010    |           |            |
| 214       | 7952011    |           |            |
| 215       | 7953003    |           |            |
| 216       | 7953004    |           |            |
| 217       | 7953005    |           |            |
| 218       | 7953006    |           |            |
| 219       | 7953008    |           |            |
| 220       | 7953009    |           |            |
| 221       | 7953010    |           |            |
| 222       | 7953011    |           |            |
| 223       | 7953012    |           |            |
| 224       | 7953013    |           |            |
| 225       | 7953014    |           |            |

Section 8. The District shall have one construction contract.

Section 9. The Engineer is hereby authorized on behalf of the County to advertise for the doing of the work and making the improvements on behalf of the County in accordance with NRS § 271.335 to the extent the improvements are not constructed pursuant to NRS § 271.340 or §271.345.

Section 10. After the award of the contract to the lowest bidder, or after the determination of the net cost to the County, the Board shall determine the total cost of such work, including incidentals, and assessments shall be levied in accordance with the laws of the State, and the Board shall provide that the assessments may be payable without interest or demand during a specific cash payment period, or at the election of the owner, or in twenty (20) substantially equal semi-annual installments which will include both principal and interest. The Board shall provide the time and terms of payment of such assessments and shall fix penalties to be collected upon delinquent payments. The Board shall also provide the rate of interest on unpaid installments of assessments which will not exceed 1% over the rate of interest on the assessment bonds for the District, if issued. The effective interest rate on the assessment bonds of the District will not exceed the then-effective statutory limit, if any, for interest on assessment bonds. Such limit currently states that the interest rate may not exceed by more than 3% the Index of Twenty Bonds which shall have been most recently published in The Bond Buyer before bids for the bonds are received, or before a negotiated offer for the sale of such bonds is accepted. If bonds are not issued the Board shall establish, by resolution, the rate of interest on unpaid installments of assessments not exceeding 14% per annum.

Section 11. All action, proceedings, matters and things heretofore taken, had and done by the County, and the officers thereof (not inconsistent with the provisions of this Ordinance), concerning the District, including, but not limited to, the performing of all prerequisites to the creation of said District, the acquisition of the street improvements, the advertising and award of a construction contract therefor, and the levy of assessments against the specific benefitted property therein for that purpose be, and the same hereby are, ratified, approved and confirmed.

Section 12. The officers of the County be, and they hereby are, authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Ordinance, including without limiting the generality of the foregoing, the preparation of all necessary documents, legal proceedings, construction contracts and other items necessary or desirable for the completion of the

levying of the assessments for the District and the issuance of the bonds and any interim warrants therefor.

Section 13. All ordinances or resolutions, or parts thereof, in conflict with the provisions of this Ordinance, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or resolution, or part thereof, heretofore repealed.

Section 14. In accordance with NRS § 244.100, this Ordinance when first proposed is to be read by title to the Board, immediately after which several copies of the proposed Ordinance are to be filed with the office of the County Clerk for public examination; thereafter, the County Clerk is authorized and directed to give notice of the filing together with the title of the Ordinance and an adequate summary of the Ordinance, and the date upon which a public hearing will be held on such ordinance, by publication at least once in the Reno Gazette-Journal, i.e., a newspaper published and having general circulation in the County, at least ten (10) days before the date set for such hearing, i.e., at least ten (10) days before June 26, 2001, such publication to be in substantially in the following form:

(Form of Publication of Notice of Filing of Bill for an Ordinance)

Bill No. \_\_\_\_\_

Notice of Public Hearing Before

The Washoe County Board of County Commissioners

**NOTICE IS HEREBY GIVEN** that the Board of County Commissioners of Washoe County, Nevada, will hold a public hearing at the Commissioners' Chambers, Washoe County Administration Complex, 1001 East Ninth Street, Reno, Nevada, at 5:30 p.m., on Tuesday, June 26, 2001, for the purpose of hearing objections to the adoption of a proposed ordinance. At such hearing, interested persons may present their views. The Ordinance is entitled:

**BILL NO.** \_\_\_\_\_

**ORDINANCE NO.** \_\_\_\_\_

**(of Washoe County, Nevada)**

**AN ORDINANCE CREATING WASHOE COUNTY, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 30 (ANTELOPE VALLEY ROAD); ORDERING A STREET PROJECT WITHIN WASHOE COUNTY, NEVADA; PROVIDING FOR THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS THEREFOR; AND PRESCRIBING OTHER MATTERS RELATING THERETO.**

An adequate summary of the Ordinance is as follows:

The preambles of the Ordinance recite that the Board of County Commissioners deems it necessary to create Washoe County, Nevada, Special Assessment District No. 30 (Antelope Valley Road) for the purpose of acquiring street improvements; recite that the Board declared its determination to create the District by a resolution; recite that the Board fixed a time and place, i.e., Tuesday, June 12, 2001, for a hearing on the creation of the District and provided for the giving of mailed, posted and published notice of such hearing; recite that the requisite Notice was given and that such Notice was reasonably calculated to inform the parties of the proceedings concerning the District; recite that the hearing was held, that all written and oral objections were duly considered and were found without sufficient merit and were overruled by resolution adopted on June 12, 2001, except as provided therein; recite that the owners of tracts representing less than one-half of the lots to be assessed filed such written or oral objections; recite that any person filing a written protest has the right within thirty (30) days to commence an action in any Court of competent jurisdiction to set aside the Board's determination; and recite that the Board and the Officers of the County have done all things necessary and preliminary to the creation of the District.

The ordaining clause is then set forth.

Sections 1 and 2 provide that the Ordinance shall be designated "Special Assessment District No. 30 (Antelope Valley Road) Creation Ordinance," and recite that the complaints, protests and objections made at the June 12, 2001 hearing have been overruled except as provided in a resolution adopted on June 12, 2001, and find that public convenience and necessity require creating of the District and that the creation of the District is economically sound and feasible.

Sections 3 and 4 create Washoe County, Nevada, Special Assessment District No. 30 (Antelope Valley Road), and describe the kind and location of the improvements.

Sections 5, 6, and 7 provide that an estimate of the total cost to be assessed is \$1,336,000; provide that all of such total cost shall be paid for by the levy of special assessments; provide that the assessments will be levied on a per lot basis; and describe the extent of the District, including the area to be assessed.

Section 8 provides that the District shall have one construction contract.

Sections 9 and 10 provide that the County Engineer is authorized to advertise for the construction contract; that the Board shall levy the assessments, which may be payable without interest or demand during a cash-payment period to then be specified, or in twenty (20) substantially equal semi-annual installments of principal and interest, that interest shall be at a rate which will not exceed the lesser of 1% over the interest rate on assessment bonds issued for the District. The interest rate on assessment bonds will not exceed the lesser of 14% per annum or the then-effective statutory maximum interest rate.

Sections 11, 12 and 13 ratify, approve and confirm all consistent prior action taken in connection with Special Assessment District No. 30 (Antelope Valley Road) and the levying of special assessments against the property in the District; authorize the County officials to take any action necessary to effectuate the Ordinance; and provide a repealer clause for conflicting provisions.

Section 14, 15 and 16 provide for notice by publication of the Ordinance and that the Ordinance shall be in effect from and after its publication for two weeks following its final adoption.

Copies of the proposed ordinance are on file in the office of the Washoe County Clerk at the Washoe County Courthouse, Virginia and Court Streets, Reno, Nevada, for public examination. The Board shall adopt or reject the Ordinance (or the Ordinance as amended) within 35 days after the date of the final public hearing.

**IN WITNESS WHEREOF**, the Board of County Commissioners of Washoe County, Nevada, has ordered this notice to be published.

**DATED:** June 12, 2001.

/s/ Amy Harvey  
County Clerk

(SEAL)

(End of Form for Publication)

Section 15. This Ordinance shall be in effect from and after its publication as hereinafter provided, and after this Ordinance is signed by the Chairman of the Board and attested and sealed by the County Clerk, this Ordinance shall be published by title only, together with the names of the Commissioners voting for or against its passage, and with a statement that typewritten copies of said Ordinance are available for inspection by all interested parties at the office of the County Clerk, such publication to be made in the Reno Gazette-Journal, a newspaper published and having general circulation in the County, at least once a week for a period of two (2) weeks by two (2) insertions, pursuant to NRS § 244.100 and all laws thereunto enabling, such publication to be in substantially the following form:



(Form for Publication After Final Adoption of Ordinance)

**BILL NO.** \_\_\_\_\_  
**ORDINANCE NO.** \_\_\_\_\_  
(of Washoe County, Nevada)

**AN ORDINANCE CREATING WASHOE COUNTY, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 30 (ANTELOPE VALLEY ROAD); ORDERING A STREET PROJECT WITHIN WASHOE COUNTY, NEVADA; PROVIDING FOR THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS THEREFOR; AND PRESCRIBING OTHER MATTERS RELATING THERETO.**

**PUBLIC NOTICE IS HEREBY GIVEN** that typewritten copies of the above-numbered and entitled Ordinance are available for inspection by the interested parties at the office of the County Clerk of Washoe County, Nevada, at her office at the County Courthouse, Virginia and Court Streets, Reno, Nevada; and that said Ordinance was proposed by Commissioner \_\_\_\_\_ on June 12, 2001, and following a public hearing, was passed and adopted without amendment at a regular meeting held not more than 35 days after the close of the hearing, i.e., at the regular meeting on June 26, 2001, by the following vote of the Board of County Commissioners:

Those Voting Aye:

Joanne Bond  
Jim Galloway  
Pete Sferrazza  
Jim Shaw  
Ted Short

Those Voting Nay:

\_\_\_\_\_

Those Absent:

\_\_\_\_\_  
\_\_\_\_\_

This Ordinance shall be in full force and effect from and after July \_\_\_\_, 2001, i.e., the date of the second publication of such Ordinance by its title only.

**IN WITNESS WHEREOF**, the Board of County Commissioners of Washoe County, Nevada, has caused this Ordinance to be published by title only.

**DATED:** \_\_\_\_\_, 2001.

/s/ \_\_\_\_\_  
Chairman  
Board of County Commissioners  
Washoe County, Nevada

(SEAL)  
Attest:

/s/ Amy Harvey  
County Clerk

Section 16. If any section, paragraph, clause or other provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or other provision shall not affect any of the remaining provisions of this Ordinance.

Proposed on the 12th day of June, 2001.

Proposed by Commissioner BOND.

Passed the 26<sup>th</sup> day of June, 2001.

Those Voting Aye:

Joanne Bond  
Jim Galloway  
Pete Sferrazza  
Jim Shaw  
Ted Short

Those Voting Nay:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Those Absent:

James M. Shaw  
Chairman  
Board of County Commissioners  
Washoe County, Nevada

(SEAL)

Attest:

Amy Hawey  
County Clerk

This Ordinance shall be in force and effect from and after the 6<sup>th</sup> day of July, 2001, i.e., the date of the second publication of such Ordinance by its title only.

STATE OF NEVADA )  
 ) ss.  
COUNTY OF WASHOE )

I, Amy Harvey, am the duly chosen and qualified Clerk of Washoe County, and in the performance of my duties as Clerk do hereby certify:

1. The foregoing pages are a full and correct copy of a resolution adopted by the Board of County Commissioners of the County (the "Board") on June 12, 2001, and an Ordinance introduced and read by title on June 12, 2001 and adopted on June 26, 2001 which relate to Special Assessment District No. 30. Minutes of the hearing on such District held on June 12, 2001 and of the hearing on the Ordinance held on June 26, 2001 are attached as Exhibits A and B, respectively. Except as recited in this paragraph, no actions were taken concerning such District at such meetings. Such copies of such resolution and ordinance are true, correct, compared copy of the original proposed and adopted at such meetings.

2. All members of the Board were given due and proper notice of such meetings, and the members of the Board voted on such resolution as follows:

|                   |  |
|-------------------|--|
| Those Voting Aye: | Joanne Bond<br>Jim Galloway<br>Pete Sferrazza<br>Jim Shaw<br>Ted Short |
| Those Voting Nay: | _____<br>_____   |
| Those Absent:     | _____<br>_____   |

and on such ordinance as set forth in the ordinance.

3. Public notice of such meetings was given and such meetings were held and conducted in full compliance with the provisions of NRS § 241.020. Pursuant to NRS § 241.020, written notice of such meeting was given by 9:00 a.m. at least three working days before the meetings:

- (a) By mailing a copy of the notice to each member of the Board,
- (b) By posting a copy of the notice at the principal office of the Board, or if there is no principal office, at the building in which the meeting was

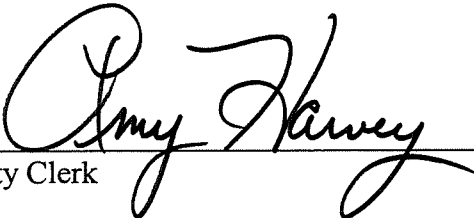
held, and at least three other separate, prominent places within the jurisdiction of the Board, to wit:

- 1. Washoe County Administration Complex  
1001 East Ninth Street  
Reno, Nevada
- 2. Washoe County Courthouse  
Virginia and Court Streets  
Reno, Nevada
- 3. Washoe County Library  
301 South Center Street  
Reno, Nevada
- 4. Justice Court  
630 Greenbrae Drive  
Sparks, Nevada

(c) By mailing a copy of the notice to each person, if any, who had requested notice of the meetings of the Board in the same manner in which notice is required to be mailed to a member of the Board.

5. A copy of the notices so given is attached to this certificate as Exhibit C and D.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of Washoe County, Nevada, this June 26, 2001.

  
 \_\_\_\_\_  
 County Clerk

(SEAL)

## EXHIBIT A

(Attach Copy of Minutes of June 12, 2001 Hearing on District No. 30)

BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY

2:00 P.M.

JUNE 12, 2001

PRESENT:

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

Madelyn Shipman, Legal Counsel  
Howard Reynolds, Assistant County Manager  
Amy Harvey, County Clerk (arr @ 5:30 p.m.)  
Nancy Parent, Deputy Chief County Clerk (left at 5:30 p.m.)

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:

01-533      AGENDA

In accordance with the Open Meeting Law, on motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, Chairman Shaw ordered that the agenda for the June 12, 2001, meeting be approved with the following changes: Amend Item 14 by replacing the word excessive with excess; and Amend Item 21 by changing the amount to \$911,531.00.

01-605      BILL NO. 1299 – CREATING SPECIAL ASSESSMENT DISTRICT  
 NO. 30 - ANTELOPE VALLEY ROAD

Bill No. 1299 entitled, "AN ORDINANCE CREATING WASHOE COUNTY, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 30 (ANTELOPE VALLEY ROAD); ORDERING A STREET PROJECT WITHIN WASHOE COUNTY, NEVADA; PROVIDING FOR THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS THEREFOR; AND PRESCRIBING OTHER MATTERS RELATING THERETO," was introduced by Commissioner Bond, the title read to the Board, and legal notice for final action of adoption directed.

EXHIBIT B

BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY

2:00 P.M.

JUNE 26, 2001

PRESENT:

- Jim Shaw, Chairman
- Pete Sferrazza, Vice Chairman (arr. @ 2:07)
- Joanne Bond, Commissioner
- Jim Galloway, Commissioner
- Ted Short, Commissioner
  
- Amy Harvey, County Clerk
- Katy Singlaub, County Manager
- Madelyn Shipman, 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:

**01-680      AGENDA**

In accordance with the Open Meeting Law, on motion by Commissioner Galloway, seconded by Commissioner Bond, which motion duly carried with Commissioner Sferrazza absent, Chairman Shaw ordered that the agenda for the June 26, 2001, meeting be approved.

\* \* \* \* \*  
Commissioner Sferrazza arrived at the meeting.

**01-718      BILL NO. 1299 – ORDINANCE NO. 1122 – CREATING SPECIAL ASSESSMENT DISTRICT NO. 30 (ANTELOPE VALLEY ROAD)**

**5:30 p.m.** This was the time set in a Notice of Public Hearing published in the Reno Gazette-Journal on June 15, 2001, to consider second reading and adoption of Bill No. 1299. Proof was made that due and legal Notice had been given.

The Chairman opened the public hearing and called on anyone wishing to speak for or against the adoption of said Ordinance.

Dave Roundtree, Public Works Director, advised if the ordinance were adopted tonight they would start the process of advertising for bids and come back to the Board with a recommendation at a later date.

There being no one else wishing to speak Chairman Shaw closed the public hearing.

On motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, Chairman Shaw ordered that Ordinance No. 1122, Bill No. 1299, entitled, "AN ORDINANCE CREATING WASHOE COUNTY, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 30 (ANTELOPE VALLEY ROAD); ORDERING A STREET PROJECT WITHIN WASHOE COUNTY, NEVADA; PROVIDING FOR THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS THEREFOR; AND PRESCRIBING OTHER MATTERS RELATING THERETO," be approved, adopted and published in accordance with NRS 244.100.

## EXHIBIT C

COUNTY COMMISSIONERS

Ted Short  
 Jim Shaw, Vice-Chairman  
 Joanne Bond  
 Jim Galloway  
 Pete Sferrazza

COUNTY MANAGER

Katy Singlaub

ASSISTANT  
DISTRICT ATTORNEY

Madelyn Shipman

## AGENDA

## WASHOE COUNTY BOARD OF COMMISSIONERS

COMMISSION CHAMBERS - 1001 E. 9th Street, Reno, Nevada

June 12, 2000

**NOTE:** Items on the agenda without a time designation may not necessarily be considered in the order in which they appear on the agenda. The Washoe County Commission Chambers are accessible to the handicapped. With a 24-hour advance request, a sign language interpreter may be made available (call 328-2000).

An Agenda CAUCUS Meeting will be held in the Commission Caucus Room (1001 E. 9th St., Bldg. A, 2nd Floor, Reno) on MONDAY, June 11, 2000, at 1:30 p.m., in order to review agenda items for the regular meeting of the Washoe County Board of Commissioners as described below. Said review, if requested by the Commission, is limited to a brief staff presentation of issue and may include review of background information and questions to be answered at the regular meeting.

**Public Comment:** Limited to three minutes per person and limited to matters other than the agenda items that will be heard at the Commission Meeting. Persons are invited to submit comments in writing on agenda items and/or attend and make comment on that item at the Commission Meeting.

Pursuant to NRS 241.020, the Agenda for the Commission Meeting has been posted at the following locations: Washoe County Administration Building (1001 E. 9<sup>th</sup> Street, Bldg. A), Washoe County Courthouse-Clerk's Office (Court and Virginia Streets), Washoe County Central Library (301 South Center Street) and Sparks Justice Court (630 Greenbrae Drive). At the meeting, after salute to the flag and roll call, the Board of County Commissioners may vote on the following items as the Board and, ex-officio, as the Board of Fire Commissioners for the Truckee Meadows Fire Protection District, the Governing Board for Financial Matters of the Regional Hazardous Materials Response Team and/or the Board of Trustees of either the Lawton/Verdi or South Truckee Meadows General Improvement Districts. Support documentation for items on the agenda, provided to the Washoe County Board of Commissioners, is available to members of the public at the County Manager's Office (1001 E. 9th St., Bldg. A, 2nd Floor, Reno, Nevada).

**Unless otherwise indicated by asterisk (\*), all items on the agenda are action items upon which the Board of County Commissioners will take action.**

- 2:00 p.m.        \*1.     Salute to the flag.
- \*2.     Roll call.
- 5:30 p.m.        30D.    First reading of an Ordinance creating Washoe County, Nevada, Special Assessment District No. 30 (Antelope Valley Road); ordering a street project within Washoe County, Nevada, providing the levy and collection of special assessments therefore; and prescribing other matters relating thereto. (Note: This item is not a public hearing. To be heard after agenda item nos. 30B and 30C.)

## EXHIBIT D

COUNTY COMMISSIONERS

Ted Short  
 Jim Shaw, Vice-Chairman  
 Joanne Bond  
 Jim Galloway  
 Pete Sferrazza

COUNTY MANAGER

Katy Singlaub

ASSISTANT  
DISTRICT ATTORNEY

Madelyn Shipman

## AGENDA

**WASHOE COUNTY BOARD OF COMMISSIONERS**  
**COMMISSION CHAMBERS - 1001 E. 9th Street, Reno, Nevada**  
**June 26, 2001**

**NOTE:** Items on the agenda without a time designation may not necessarily be considered in the order in which they appear on the agenda. The Washoe County Commission Chambers are accessible to the handicapped. With a 24-hour advance request, a sign language interpreter may be made available (call 328-2000).

An Agenda *CAUCUS* Meeting will be held in the Commission Caucus Room (1001 E. 9th St., Bldg. A, 2nd Floor, Reno) on MONDAY, June 25, 2001, at 1:30 p.m., in order to review agenda items for the regular meeting of the Washoe County Board of Commissioners as described below. Said review, if requested by the Commission, is limited to a brief staff presentation of issue and may include review of background information and questions to be answered at the regular meeting.

**Public Comment:** Limited to three minutes per person and limited to matters other than the agenda items that will be heard at the Commission Meeting. Persons are invited to submit comments in writing on agenda items and/or attend and make comment on that item at the Commission Meeting.

Pursuant to NRS 241.020, the Agenda for the Commission Meeting has been posted at the following locations: Washoe County Administration Building (1001 E. 9<sup>th</sup> Street, Bldg. A), Washoe County Courthouse-Clerk's Office (Court and Virginia Streets), Washoe County Central Library (301 South Center Street) and Sparks Justice Court (630 Greenbrae Drive). At the meeting, after salute to the flag and roll call, the Board of County Commissioners may vote on the following items as the Board and, ex-officio, as the Board of Fire Commissioners for the Truckee Meadows Fire Protection District, the Governing Board for Financial Matters of the Regional Hazardous Materials Response Team and/or the Board of Trustees of either the Lawton/Verdi or South Truckee Meadows General Improvement Districts. Support documentation for items on the agenda, provided to the Washoe County Board of Commissioners, is available to members of the public at the County Manager's Office (1001 E. 9th St., Bldg. A, 2nd Floor, Reno, Nevada).

**Unless otherwise indicated by asterisk (\*), all items on the agenda are action items upon which the Board of County Commissioners will take action.**

**2:00 p.m.** \*1. Salute to the flag.

\*2. Roll call.

**5:30 p.m.** 21. **Public Hearings.** (*Note:* Items listed under this heading only will be heard at or after the noted time. In no case will they be heard before the stated time. Due to public testimony and discussion, time expended on items in this category can vary.)

(2) Creating Washoe County, Nevada, Special Assessment District No. 30 (Antelope Valley Road); ordering a street project within Washoe County, Nevada; providing for the levy and collection of special assessments therefor; and prescribing other matters relating thereto (Bill No. 1299).



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- Washoe County Clerk Office
- PO Box 30083
- Reno, NV 89520-3083

STATE OF NEVADA  
 COUNTY OF WASHOE

ss. Tana Ciccotti

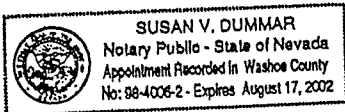
Being first duly sworn, deposes and says:  
 That as the legal clerk of the RENO  
 GAZETTE-JOURNAL, a daily newspaper  
 published in Reno, Washoe County,  
 State of Nevada, that the notice:  
 public hearing Bill #1299

of which a copy is hereto attached, has  
 been published in each regular and entire  
 issue of said newspaper on the following  
 dates to wit:  
 June 15, 2001

Signed *Tana Ciccotti*

Subscribed and sworn to before me this  
 JUN 15 2001

*Susan V. Dummar*  
 Notary Public



PROOF OF PUBLICATION

NOTICE OF PUBLIC HEARING  
 BILL NO. 1299  
 NOTICE IS HEREBY GIVEN that the Washoe County Board of Commissioners will hold a public hearing in the Commission Chamber of the Washoe County Administration Complex, 1001 East Ninth Street, Reno, Nevada, on Tuesday, June 12, 2001, at 5:30 p.m. to consider the adoption of Bill No. 1299 entitled as follows:  
 An Ordinance creating Washoe County, Nevada, Special Assessment District No. 30 (Antelope Valley Road), ordering a street project within Washoe County, Nevada; providing for the levy and collection of special assessments therefor; and prescribing other matters relating thereto.  
 An adequate summary of the Ordinance is as follows:  
 The preamble of the Ordinance recites that the Board of County Commissioners deems it necessary to create Washoe County, Nevada, Special Assessment District No. 30 (Antelope Valley Road) for the purpose of acquiring street improvements. It recites that the Board declared its determination to create the District by a resolution, June 12, 2001, for a hearing on the creation of the District, and provided for the giving of mailed notice and published notice of such hearing; recites that the Notice was given, and that such Notice was reasonably calculated to inform the parties of the proceedings concerning the District; recites that the hearing was held, that all written and oral objections were duly considered and were found without sufficient merit and were overruled by resolution adopted on June 12, 2001, except as provided therein; recites that the owners of lots representing less than one-half of the lots to be assessed filed such written or oral objections within thirty (30) days to commence an action in any Court of competent jurisdiction to set aside the Board's determination; and recites that the Board and the Officers of the County have done all things necessary and preliminary to the creation of the District.  
 The ordaining clause is then set forth.  
 Sections 1 and 2 provide that the Ordinance shall be designated "Special Assessment District No. 30 (Antelope Valley Road) Creation Ordinance," and recites that the complaint, protests and objections made at the June 12, 2001 hearing have been overruled.  
 Section 3 provides that public convenience and necessity justify the creation of the District and that the creation of the District is economically sound and feasible.  
 Sections 4 and 5 create Washoe County, Nevada, Special Assessment District No. 30 (Antelope Valley Road) and describe the kind and location of the improvements.  
 Sections 6, 6a and 7 provide that an estimate of the total cost to be assessed is \$1,350,000; provide that all of such total cost shall be paid for by levy of special assessments; provide that the assessments will be levied on a per lot basis and describe the extent of the District, including the area to be assessed.  
 Section 8 provides that the District shall have one construction contract.  
 Sections 9 and 10 provide that the County Engineer is authorized to advertise for the construction contract; that the Board shall levy the assessments, which may be payable with out interest or demand during a cash-payment period to then be specified, or in twenty (20) substantially equal semi-annual installments of principal and interest, that interest shall be at a rate which will not exceed the lesser of 1% over the interest rate on assessment bonds issued for the District. The interest rate on assessment bonds will not exceed the lesser of 14% per annum or the then-effective statutory maximum interest rate.  
 Sections 11, 12 and 13 ratify, approve and confirm all consistent prior action taken in connection with Special Assessment District No. 30 (Antelope Valley Road) and the levying of special assessments against the property in the District; authorize the County officials to take any action necessary to effectuate the Ordinance; and provide a repeal clause for conflicting provisions.  
 Section 14, 15 and 16 provide for notice by publication of the Ordinance and that the Ordinance shall be in effect from and after its publication for two weeks following its final adoption.  
 Copies of the proposed ordinance are on file in the office of the Washoe County Clerk at the Washoe County Courthouse, Virginia and Court Streets, Reno, Nevada, for public examination. The Board shall adopt or reject the Ordinance (or the Ordinance as amended) within 35 days after the date of the next public hearing on this Ordinance.  
 IN WITNESS WHEREOF the Board of County Commissioners of Washoe County, Nevada, has ordered this notice to be published.  
 DATED: June 12, 2001  
 Amy Harvey, County Clerk  
 Anyone wishing to protest or affirm may do so by appearing at the above-named time and place.  
 AMY HARVEY, Washoe County Clerk  
 No. 2073 June 15, 2001

EXHIBIT F

(Attach Affidavit of Publication of Title of Creation Ordinance Twice)

RENO NEWSPAPERS INC  
Publishers of  
RENO GAZETTE-JOURNAL  
955 Kuenzli St. P.O.Box 22000 RENO, NV 89520 PHONE: (775) 788-6200  
Legal Advertising Office (775) 788-6394

Customer Account # 349008  
PO# /ID# 2245  
Legal Ad Cost \$62.04

- Washoe County
- Karen Neufeld
- PO Box 11130
- Reno, NV 89510

PROOF OF PUBLICATION

STATE OF NEVADA  
COUNTY OF WASHOE

ss Tana Ciccotti

Being first duly sworn, deposes and says:  
That as the legal clerk of the RENO  
GAZETTE-JOURNAL, a daily newspaper  
published in Reno, Washoe County,  
State of Nevada, that the notice:

Ordinance 1122

of which a copy is hereto attached, has  
been published in each regular and entire  
issue of said newspaper on the following  
dates to wit:  
June 29, July 6, 2001

Signed *T. Ciccotti*

Subscribed and sworn to before me this  
JUL 06 2001

*Susan V. Dummar*  
Notary Public

**NOTICE OF ADOPTION  
WASHOE COUNTY  
ORDINANCE NO. 1122**

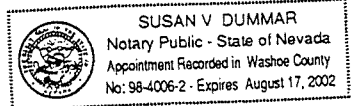
NOTICE IS HEREBY GIVEN THAT: Bill No. 1299, Ordinance No. 1122 entitled:

An ordinance creating Washoe County, Nevada, Special Assessment District No. 30 (Antelope Valley Road); ordering a street project within Washoe County, Nevada; providing for the levy and collection of special assessments therefor; and prescribing other matters relating thereto.

was adopted on June 26, 2001 by Commissioners Bond, Gallo-way, Sterrazza, Shaw and Short. This ordinance shall be in full force and effect from and after July 6, 2001.

Typewritten copies of the ordinance are available for inspection by all interested persons at the office of the County Clerk, 75 Court Street, Reno, Nevada.

AMY HARVEY,  
Washoe County Clerk  
No. 2245 June 29, July 6, 2001



JUL 10 2001