

Summary - An ordinance authorizing the issuance of the County's General Obligation (Limited Tax) Refunding Bonds, Series 2019.

BILL NO. 1819
ORDINANCE NO. 1631

AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE WASHOE COUNTY, NEVADA, GENERAL OBLIGATION (LIMITED TAX) REFUNDING BONDS, SERIES 2019; SPECIFYING THE TERMS AND CONDITIONS OF SUCH BONDS AND THEIR FORM; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL AD VALOREM TAX FOR THE PAYMENT OF THE BONDS; PROVIDING FOR ADOPTION AS IF AN EMERGENCY EXISTS AND PROVIDING OTHER DETAILS IN CONNECTION THEREWITH.

WHEREAS, the Board of County Commissioners (the "Board") of Washoe County, Nevada (the "County") has previously issued its Washoe County, Nevada, General Obligation (Limited Tax) Park and Library Refunding Bonds, Series 2011A (the "2011A Bonds"); and

WHEREAS, interest rates have declined since the issuance of the 2011A Bonds; and

WHEREAS, NRS 350.684 provides the County may issue refunding bonds to refund, pay and discharge all or any part of the outstanding bonds of any one or more issues for the purpose of reducing interest costs or effecting other economies; and

WHEREAS, if the Assistant County Manager, as the Chief Financial Officer (the "Assistant County Manager") determines that interest savings may be effected by refunding all or a portion of the 2011A Bonds, the County hereby determines to issue its Washoe County, Nevada, General Obligation (Limited Tax) Refunding Bonds, Series 2019 (the "Bonds" or the "Bond") in the aggregate principal amount set forth in the Certificate of the Assistant County Manager (as defined below) for the purpose of refunding, paying and discharging (the "Refunding Project" or the "Project") the principal of, interest on, and any redemption premiums due in connection with the redemption of the outstanding 2011A Bonds as set forth in the Escrow Agreement (as defined below) (the "Refunded Bonds") in order to reduce interest rates and effect other economies, pursuant to NRS 350.500 through 350.720 (the "Bond Act"); and

WHEREAS, pursuant to the Bond Act and other acts supplemental thereto, the County is herein authorized to issue the Bonds in the aggregate principal amount necessary to effect the Refunding Project and as designated in the Certificate of the Assistant County Manager to be

dated on or before the date of delivery of the Bonds relating to the sale of the Bonds between the County and the purchaser of the Bonds (the "Purchaser") for the purpose of effecting the Refunding Project; and

WHEREAS, the Assistant County Manager, or in such officer's absence, the County Manager, is hereby authorized to negotiate the sale of the Bonds with the Purchaser, and the Assistant County Manager, or in such officer's absence, the County Manager, is hereby authorized to accept a binding offer for the Bonds, the Bonds to bear interest at the rates per annum provided in the Certificate of the Assistant County Manager, at a price equal to the principal amount thereof, plus accrued interest to the date of delivery of the Bonds, less a discount or plus a premium not exceeding 9% of the principal amount thereof, all as specified by the Assistant County Manager, or in such officer's absence, the County Manager, in a certificate dated on or before the date of delivery of the Bonds (the "Certificate of the Assistant County Manager"), which price does not result in an effective interest rate on the Bonds in excess of 3% over the Index of Twenty Bonds most recently published in The Bond Buyer prior to the time the negotiated offer was accepted for the Bonds; and

WHEREAS, the Refunded Bonds will be called within 25 years of the date of issuance of the Bonds, the maturity of any Bond refunded will not be extended beyond 1 year next following the date of the last outstanding maturity of the Refunded Bonds, the interest rate on the Bonds will not exceed the limit provided in NRS 350.2011 and the principal amount of the Bonds will not be increased to an amount in excess of the County's debt limit; and

WHEREAS, the County hereby elects to have the provisions of NRS Chapter 348 (the "Supplemental Bond Act") apply to the Bonds; and

WHEREAS, the Board has determined and does declare that this ordinance pertains to the sale, issuance and payment of the Bonds; and

WHEREAS, such declaration shall be conclusive in the absence of fraud or gross abuse of discretion in accordance with the provisions of subsection 2 of NRS 350.579; and

WHEREAS, this ordinance may accordingly be adopted as if an emergency now exists and shall take effect from and after its passage and publication twice by title in accordance with law; and

WHEREAS, the Board has determined and does hereby declare that each of the limitations and other conditions to the issuance of the Bonds in the Bond Act, and in any other relevant act of the State or the Federal Government, has been met; and pursuant to NRS 350.708, this

determination of the Board that the limitations in the Bond Act have been met shall be conclusive in the absence of fraud or arbitrary or gross abuse of discretion.

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

Section 1. Short Title. This ordinance shall be known and may be cited as the "2019 Refunding Bond Ordinance."

Section 2. Ratification; Execution of Certificate of the Assistant County Manager and Escrow Agreement. All action taken (not inconsistent with the provisions of this ordinance) by the Board and the officers of the County directed toward the purpose of defraying in whole or in part the cost of the Refunding Project be, and the same hereby is, ratified, approved and confirmed. The Assistant County Manager is authorized to execute the Certificate of the Assistant County Manager and an escrow agreement (the "Escrow Agreement") between the County and the escrow bank designated in the Certificate of the Assistant County Manager (the "Escrow Bank"), subject to the terms of this Ordinance.

Section 3. Authorization of Bonds; Necessity and Life of Project. For the purpose of providing funds to effect the Refunding Project, the County shall issue its registered general obligation bonds, designated as the "Washoe County, Nevada, General Obligation (Limited Tax) Refunding Bonds, Series 2019," in the aggregate principal amount designated in the Certificate of the Assistant County Manager. It is necessary and in the best interests of the County and the inhabitants of the County that the County effect the Refunding Project and defray wholly or in part the cost thereof by the issuance of the Bonds therefor; and the Bonds mature over a term not exceeding the estimated life or estimated period of usefulness of the facilities refinanced by the Bonds.

Section 4. Bond Details. The Bonds shall be issued payable in fully registered form, i.e., registered as to both principal and interest and shall be dated as of the date of delivery of the Bonds. The Bonds shall be issued as a single bond. The installments of principal of the Bond shall bear interest (calculated on the basis of a 360 day year of twelve 30-day months) at the rates set forth in the Certificate of the Assistant County Manager, payable on May 1 and November 1 of each year, commencing on November 1, 2019. The installments of principal of the Bond shall be payable on the dates and in the principal amounts as set forth in the Certificate of the Assistant County Manager.

The installments of principal and interest prior to final payment shall be payable to the registered owner thereof as shown on the registration records kept by the registrar designated in the

Certificate of the Assistant County Manager (the "Registrar") and the registration panel appended to the Bond. The final installment of principal shall be payable upon presentation and surrender of the Bond at the office of paying agent designated in the Certificate of the Assistant County Manager (the "Paying Agent") or at such other office as designated by the Paying Agent. If any installment of principal of the Bond shall not be paid on the date due, it shall continue to draw interest at the interest rate set forth in the Certificate of the Assistant County Manager until the principal thereof is paid in full. Payment of principal of and interest on the Bond shall be made to the registered owner thereof by check or draft mailed by the Paying Agent, on or before each interest payment date (or, if such interest payment date is not a business day, on or before the next succeeding business day). The Paying Agent may make payments of principal of and interest on the Bond by such alternative means as may be mutually agreed to between the registered owner of the Bond and the Paying Agent. All such payments shall be made in lawful money of the United States of America without deduction for any service charges of the Paying Agent or Registrar.

Section 5. Prepayment.

A. Optional Prepayment. The installments of principal of the Bond, or portions thereof, maturing on and after the date set forth in the Certificate of the Assistant County Manager, if any, shall be subject to prepayment, at the option of the County, on and after the date set forth in the Certificate of the Assistant County Manager, at a price equal to the principal amount prepaid, the accrued interest thereon to the date of prepayment, and a premium, if any, in the amount set forth in the Certificate of the Assistant County Manager. On the date of any partial prepayment, principal shall be payable solely to the registered owner thereof upon such partial prepayment and the Paying Agent shall make a notation in the records maintained by the Paying Agent and on the prepayment panel appended to the Bond, which notation by the Paying Agent shall be conclusive evidence of the date and amount of such prepayment.

B. Notice of Prepayment. Unless waived by any registered owner of the Bond, notice of prepayment shall be given by the Registrar by electronic or first class, postage prepaid mail, at least 30 days prior to the date fixed for prepayment, to the registered owner of the Bond at the address as it last appears on the registration records kept by the Registrar. Actual receipt of mailed notice by the registered owner

of the Bond shall not be a condition precedent to prepayment of the Bond. A certificate by the Registrar that notice of prepayment has been given as provided in this Section shall be conclusive as against all parties; and no owner may object thereto or to the cessation of interest on the prepayment date on the ground that he failed actually to receive such notice of prepayment.

Notwithstanding the provisions of this Section, any notice of prepayment may contain a statement that the prepayment is conditional upon the receipt by the Paying Agent of funds on or before the date fixed for prepayment sufficient to pay the principal amount to be prepaid, the accrued interest thereon to the date of prepayment, and the premium, if any, of the installments of principal of and interest on the Bond so called for prepayment, and that if such funds are not available, such prepayment shall be canceled by written notice to the owner of the Bond called for prepayment in the same manner as the original prepayment notice was provided.

Section 6. Registration, Transfer and Exchange. The Bonds shall be subject to the following provisions relating to their registration, transfer and exchange:

A. Registration and Transfer. Records for the registration and transfer of the Bonds shall be kept by the Registrar. Upon the surrender of any Bond at the Registrar, duly endorsed for transfer or accompanied by an assignment in form satisfactory to the Registrar duly executed by the registered owner or his or her attorney duly authorized in writing, the Registrar shall register the name of the transferee on the registration panel appended to the Bond.

B. Effect of Registration. The person in whose name the Bond shall be registered, on the registration records kept by the Registrar, shall be deemed and regarded as the absolute owner thereof for the purpose of payment and for all other purposes; and payment of or on account of either principal or interest on any Bond shall be made only to or upon the written order of the registered owner thereof or his or her legal representative. All such payments shall be valid and effectual to discharge the liability upon such Bond to the extent of the sum or sums so paid.

C. Replacement of Bond. If the Bond shall be lost, stolen, destroyed or mutilated, the Registrar shall, upon receipt of such evidence, information or indemnity relating thereto as it or the County may reasonably require, and upon

payment of all expenses in connection therewith, authenticate and deliver a replacement Bond of a like principal amount. If such lost, stolen, destroyed or mutilated Bond shall have matured or been called for prepayment, the Registrar may direct that such Bond be paid by the Paying Agent in lieu of replacement.

D. Cancellation of Bond upon Payment or Reissuance. Whenever any Bond shall be surrendered to the Paying Agent upon payment thereof, or to the Registrar for transfer, exchange or replacement as provided herein, such Bond shall be promptly canceled by the Paying Agent or Registrar, and counterparts of a certificate of such cancellation shall be furnished by the Paying Agent or Registrar to the Board, upon request.

Section 7. Ordinance to Constitute Contract. In consideration of the purchase and the acceptance of the Bonds by those who shall own the same from time to time, the provisions of this ordinance shall be deemed to be and shall constitute a contract between the County and the registered owners from time to time of the Bonds.

Section 8. Bonds Equally Secured. The covenants and agreements herein set forth to be performed on behalf of the County shall be for the equal benefit, protection and security of the registered owners of any and all of the Bonds, all of which, regardless of the time or times of their issue or maturity, shall be of equal rank without preference, priority or distinction of any of the Bonds of the issue over any other thereof, except as otherwise expressly provided in or pursuant to this ordinance.

Section 9. General Obligations. All of the Bonds, as to the principal thereof, any prior redemption premiums due in connection therewith, and the interest thereon (the "Bond Requirements"), shall constitute general obligations of the County, and the full faith and credit of the County is hereby pledged for their payment.

Section 10. Payment from General Taxes. The Bonds as to all Bond Requirements shall be payable from general (ad valorem) taxes (the "General Taxes") (except to the extent that other moneys are available therefor) as herein provided.

Section 11. Limitations upon Security. The payment of the Bonds is not secured by an encumbrance, mortgage or other pledge of property of the County, except for the proceeds of General Taxes and any other moneys pledged for the payment of the Bonds. No property of the County, subject to such exception, shall be liable to be forfeited or taken in payment of the Bonds.

Section 12. Execution and Authentication. The Bonds shall be executed as follows:

A. Filings with Secretary of State. Pursuant to the Bond Act, and to the act cited as the Uniform Facsimile Signatures of Public Officials Act, cited as chapter 351 of NRS, and prior to the execution of any Bonds by facsimile signature, the Chair of the Board, the County Clerk and the County Treasurer shall each file with the Secretary of State of the State of Nevada such officer's manual signature certified by him under oath.

B. Manner of Execution. The Bond shall be approved, signed and executed in the name of and on behalf of the County with the manual or facsimile of the signature of the Chair of the Board shall be countersigned and executed with the manual or facsimile of the signatures of the County Treasurer and shall be authenticated with the manual or facsimile impression of the official seal of the County; and shall be signed, executed, and attested with such a manual or facsimile signature of the County Clerk.

C. Registration. No Bond shall be valid or obligatory for any purpose unless the registration panel, substantially in the form hereinafter provided, has been duly manually executed by an authorized officer of the Registrar. By executing the registration panel of the Bond initially delivered pursuant to the Ordinance, the Registrar shall be deemed to have assented to all of the provisions of this Ordinance.

Section 13. Use of Predecessor's Signature. The Bonds bearing the signatures of the officers in office at the time of the signing thereof shall be the valid and binding obligations of the County, notwithstanding that before the delivery thereof and the payment therefor any or all of the persons whose signatures appear thereon shall have ceased to fill their respective offices. Each the Chair of the Board, the County Treasurer and County Clerk, at the time of the execution of the Bonds and of a signature certificate pertaining thereto by the Chair of the Board, the County Treasurer and the County Clerk, respectively, may adopt as and for his or her own facsimile signature the facsimile signature of his or her predecessor in office if such facsimile signature appears upon any of the Bonds.

Section 14. Incontestable Recital. Pursuant to NRS 350.628, each Bond shall recite that it is issued pursuant to the Bond Act, and to the Supplemental Bond Act, which recital shall be conclusive evidence of the validity of the Bonds and the regularity of their issuance.

Section 15. State Tax Exemption. Pursuant to NRS 350.710, the Bonds, their transfer, and the income therefrom shall forever be and remain free and exempt from taxation by the State or any subdivision thereof, except the tax on estates imposed pursuant to Chapter 375A of NRS and the tax on generation skipping transfers imposed pursuant to Chapter 375B of NRS.

Section 16. Negotiability. Subject to the registration provisions herein provided, the Bonds shall be fully negotiable within the meaning of and for the purposes of the Uniform Commercial Code -- Investment Securities, and the registered owner shall possess all rights enjoyed by registered owners of negotiable instruments under the Uniform Commercial Code -- Investment Securities.

Section 17. Bond Delivery. After registration of the Bond by the Registrar and after its execution, the Treasurer shall cause the Bond to be delivered to the Purchaser thereof, upon payment being made therefor on the terms of the sale of the Bond.

Section 18. Bond Form. Subject to the provisions of this ordinance, the Bond shall be in substantially the following form, with such omissions, insertions, endorsements and variations as to any recitals of act or other provisions as may be required by the circumstances, be required or permitted by this ordinance, or be consistent with this ordinance and necessary or appropriate to conform to the rules and requirements or any governmental authority or any usage or requirement of law with respect thereto:

(Form of Bond)

TRANSFER OF THIS BOND OTHER THAN BY REGISTRATION IS NOT EFFECTIVE

**WASHOE COUNTY, NEVADA
GENERAL OBLIGATION (LIMITED TAX)
REFUNDING BONDS
SERIES 2019**

NO. _____ \$ _____

<u>Interest Rate</u>	<u>Maturity Date</u>	<u>Dated As Of</u>	<u>CUSIP</u>
_____ % per annum	_____ 1, _____	_____, 2019	_____

PRINCIPAL AMOUNT: _____ **DOLLARS**

The County of Washoe in the State of Nevada (herein the "County" and the "State," respectively) for value received hereby acknowledges itself to be indebted and promises to pay to the registered owner specified on the registration panel appended to this Bond (the "Registered Owner") the principal amount specified above, in installments of principal in the amounts and on the dates as provided in the ordinance authorizing the issuance of this Bond adopted by the Board of County Commissioners (the "Board") on March 12, 2019 (the "Ordinance") and the Certificate of the Assistant County Manager, as defined in the Ordinance (the "Certificate"), together with interest on the unpaid installments of principal from the date of delivery of this Bond appearing above until payment of such installments of principal shall have been discharged as provided in the Ordinance, at the interest rate per annum stated above, being payable on May 1 and November 1 of each year commencing on November 1, 2019. The final payment of principal and interest on this Bond and the prepayment premium, if any, is payable upon presentation and surrender of this Bond at the office of _____, as paying agent for the Bond (the "Paying Agent"), which is also now acting as the County's registrar for the Bond (the "Registrar"), or at such other office as designated by the Paying Agent. Installments of principal shall be made on the dates and in the amounts set forth on Exhibit A attached hereto and made a part hereof. Installments of principal and interest on this Bond will be paid on each payment date (or, if such payment date is not a business day, on the next succeeding business day), by check or draft mailed to the Registered Owner. If upon presentation at final maturity, payment of this Bond is not made as herein provided, interest shall continue at the rate specified in the Certificate until the principal hereof is paid in full. All such payments shall be made in lawful money of the United States of America without deduction for any service charges of the Paying Agent or Registrar. Capitalized terms used herein and not otherwise defined shall have the meanings ascribed thereto in the Ordinance.

[The installments of principal of the Bond, or portions thereof, maturing on and after the date set forth in the Certificate are subject to prepayment, at the option of the County, on and after the date set forth in the Certificate, at a price equal to the principal amount prepaid, the accrued interest thereon to the date of prepayment, and a premium, if any, in the amount set forth in the Certificate. Upon partial prepayment, the Paying Agent shall make a notation in the records

maintained by the Paying Agent and on the prepayment panel appended hereto, which notation by the Paying Agent shall be conclusive evidence of the date and amount of such prepayment.]

This Bond must be registered in the name of the Registered Owner, as to both principal and interest, on the registration panel appended to this Bond and on the registration records maintained by the Registrar in conformity with the provisions stated herein, subject to the terms and conditions set forth in the Ordinance. No transfer of this Bond shall be valid unless made by the Registered Owner or his or her attorney duly authorized in writing on the registration records maintained by the Registrar.

The County and the Registrar and Paying Agent may deem and treat the person in whose name this Bond is registered as the absolute owner hereof for the purpose of payment and for all other purposes, except to the extent otherwise provided hereinabove and in the Ordinance.

This Bond is issued by the County and upon the credit thereof, for the purpose of defraying wholly or in part the cost of refunding certain outstanding bonds as set forth in the Ordinance, under the authority of and in full conformity with the Constitution and laws of the State and the County and pursuant to the Ordinance.

It is hereby certified, recited and warranted that the total indebtedness of the County, including that of this Bond, does not exceed any limit of indebtedness prescribed by the Constitution or laws of the State; that provision has been made for the levy and collection of annual general (ad valorem) taxes ("General Taxes") sufficient to pay the Bond Requirements of this Bond when the same become due (except to the extent other moneys are available therefor), subject to the limitations imposed by the Constitution and statutes of the State; and that the full faith and credit of the County are hereby irrevocably pledged to the punctual payment of the Bond Requirements according to the terms of this Bond.

It is hereby certified and recited that this Bond is issued by the Board pursuant to the Nevada Revised Statutes ("NRS") 350.500 through 350.720 (the "Bond Act") and to Chapter 348 of NRS; that pursuant to NRS 350.628, this recital is conclusive evidence of the validity of the Bonds and the regularity of their issuance; and that pursuant to NRS 350.710, the Bonds, their transfer, and the income therefrom shall forever be and remain free and exempt from taxation by the State or any subdivision thereof, except for the tax on estates imposed pursuant to Chapter 375A of NRS and the tax on generation skipping transfers imposed pursuant to Chapter 375B of NRS.

No recourse shall be had for the payment of the Bond Requirements of this Bond or for any claim based thereon or otherwise in respect to the Bond Ordinance, against any individual member of the Board, or any officer or other agent of the County, past, present, or future, either directly or indirectly through the Board or the County, or otherwise, whether by virtue of any constitution, statute, or rule of law, or by the enforcement of any penalty or otherwise, all such liability, if any, being by the acceptance of this Bond and as a part of the consideration of its issuance specially waived and released.

This Bond shall not be valid or obligatory for any purpose until the registration panel appended to this Bond has been manually executed by an authorized officer of the Registrar.

IN WITNESS WHEREOF, the County has caused this Bond to be signed and executed in its name and upon its behalf with the manual or facsimile signature of the Chair of its Board of County Commissioners, and to be countersigned, with the manual or facsimile signature of its County Treasurer; has caused the manual or facsimile of the seal of the County to be affixed hereon; has caused this Bond to be signed, executed and attested with the manual or facsimile signature of its County Clerk; all as of the dated date set forth above.

COUNTY OF WASHOE, NEVADA

By (Manual or Facsimile Signature)
Chair
Board of County Commissioners
Countersigned:

 (Manual or Facsimile Signature)
County Treasurer

(MANUAL IMPRESSION OR FACSIMILE SEAL)

Attest:

 (Manual or Facsimile Signature)
County Clerk

(End of Form of Bond)

EXHIBIT A
(attach schedule of installments of principal)

(Form of Registration Panel)

PROVISION FOR REGISTRATION AS TO PRINCIPAL AND INTEREST

This Bond must be registered as to both principal and interest on the registration records of the County, kept by _____, as Registrar. After registration as to principal and interest, the Registrar shall note such registration on such registration records and in the registration blank below, and the principal and interest on this Bond shall be paid to such Registered Owner. This Bond may be transferred by the Registered Owner or his or her legal representative only upon a duly executed assignment in form satisfactory to the Registrar, such transfer to be made on said registration records and endorsed hereon.

Every privilege, registration and transfer shall be exercised only in accordance with the authorizing Ordinance and such reasonable rules and regulations as the Registrar may prescribe.

<u>Date of Registration</u>	<u>Name of Registered Owner</u>	<u>Signature of Registrar</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

(End of Registration Panel)

(Form of Prepayment Panel for Bonds)

The following installments of principal (or portions thereof) of this Bond have been prepaid by Washoe County, Nevada, in accordance with the terms of the Ordinance authorizing the issuance of this Bond

<u>Date of Prepayment</u>	<u>Principal Amount Prepaid</u>	<u>Signature of Authorized Representative of Paying Agent</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

(End of Form of Prepayment Panel for Bonds)

(Form of Assignment for Bonds)

For value received, the undersigned hereby sells, assigns and transfers unto _____ the within bond and hereby irrevocably constitutes and appoints _____ attorney to transfer the same on the records kept for registration of the within bond, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

Address of transferee:

Social Security or other tax identification number of transferee:

NOTE: The signature to this Assignment must correspond with the name as written on the face of the within bond in every particular, without alteration or enlargement or any change whatsoever. The signature must be guaranteed by an eligible guarantor institution as defined in 17 CFR § 240.17 Ad-15(a)(2).

NOTE: TRANSFER FEES MUST BE PAID WHEN THIS BOND IS TRANSFERRED OR EXCHANGED EXCEPT AS OTHERWISE PROVIDED IN THE ORDINANCE AUTHORIZING THE ISSUANCE OF THIS BOND

(End of Form of Assignment for Bonds)

Section 19. Use of Bond Proceeds. Pursuant to NRS 350.648, upon the issuance of the Bonds, the Bond proceeds together with other available moneys of the County in an amount sufficient to establish an initial cash balance and to purchase the Federal Securities (as hereinafter defined) designated in the Escrow Agreement, shall be deposited into a special and separate trust account held by the Escrow Bank designated as the "Washoe County, Nevada, General Obligation (Limited Tax) Refunding Bonds, Series 2019 Escrow Account" (the "Escrow Account") and used as provided in Sections 36 and 37 hereof. All remaining proceeds of the Bonds shall be accounted for by deposit into a special account hereby created in the treasury of the County and designated as the "Washoe County, Nevada, General Obligation (Limited Tax) Refunding Bonds, Series 2019 Cost of Issuance Account" (the "Cost of Issuance Account") and shall be applied solely to defray wholly or in part the costs of issuing the Bonds and establishing the Escrow Account, including any premium for insuring the Bonds, which the Board hereby determines are necessary and desirable and pertain to the Refunding Project. After the payment of such costs, any unexpended moneys remaining in the Cost of Issuance Account shall be deposited into the Interest Account or Principal Account hereinafter created for the payment of the interest on or principal of the Bonds as the same becomes due. The Purchaser shall in no manner be responsible for the application of the proceeds of the Bonds by the County, or by any of its officers, agents and employees.

Section 20. Use of Investment Gain. Pursuant to NRS 350.658, sums accounted for in the Cost of Issuance Account, the Interest Account and the Principal Account shall only be invested in obligations which are direct obligations of the United States ("Federal Securities") or other investments to the extent permitted by the laws of the State (Federal Securities and any such other investments "Permitted Investments"). Any gain from any investment and any reinvestment of any proceeds of the Bonds in the Escrow Account, Interest Account or Principal Account in Permitted Investments pursuant to NRS 350.658 shall be deposited promptly upon the receipt of such gain at any time or from time to time into the Escrow Account to defray, in part, the cost of the Refunding Project or, if adequate provision has been made for the Refunding Project, into the Principal Account or the Interest Account for the respective payment of the principal of or interest on the Bonds. As provided herein, annual general (ad valorem) taxes ("General Taxes") for the payment of the principal of or interest on the Bonds levied after such deposit may be diminished to the extent of the availability of such deposit for the payment of such principal or interest. Investment of amounts in the Escrow Account shall be made only as provided in the Escrow Agreement.

Section 21. Completion of Project. The County, with the proceeds derived from the sale of the Bonds, shall immediately proceed to complete the Refunding Project without delay and with due diligence to the best of the County's ability, as hereinabove provided.

Section 22. Prevention of Bond Default. The Treasurer shall use any Bond proceeds credited to the Cost of Issuance Account, without further order or warrant, to pay the Bond Requirements as the same become due whenever and to the extent moneys otherwise available therefor are insufficient for that purpose, unless such Bond proceeds shall be needed to defray obligations accrued and to accrue under any contracts then existing.

Section 23. Purchaser Not Responsible. The validity of the Bonds shall be neither dependent on nor affected by the validity or regularity of any proceedings relating to the Refunding Project, or any part thereof, or to the completion of the Refunding Project. The Purchaser of the Bonds, any associate thereof, and any subsequent holder of any Bond shall in no manner be responsible for the application or disposal by the County or by any of its officers, agents and employees of the moneys derived from the sale of the Bonds or of any other moneys herein designated.

Section 24. General Tax Levies. The interest and principal falling due on the Bonds at any time when there are not on hand from such tax levy or levies sufficient funds to pay same shall be paid out of the general fund of the County or out of any other funds that may be available for such purpose, including, without limitation, any General Taxes as defined below. For the purpose of repaying any moneys so paid from any such fund or funds (other than any moneys available without replacement for the payment of such Bond Requirements on other than a temporary basis), and for the purpose of creating funds for the payment of the Bonds and the interest thereon, there shall be created and maintained, the "Washoe County, Nevada, General Obligation (Limited Tax) Refunding Bonds, Series 2019 Interest Account" (the "Interest Account") and the "Washoe County, Nevada, General Obligation (Limited Tax) Refunding Bonds, Series 2019 Principal Account" (the "Principal Account"; collectively, the Interest Account and Principal Account are referred to herein as the "Bond Fund"). There shall be levied, in the calendar year 2019, and annually thereafter, until all of the Bond Requirements of the Bonds shall have been fully paid, satisfied, and discharged, a tax, which shall be part of the general ad valorem tax, on all property, both real and personal, subject to taxation within the boundaries of the County, including the net proceeds of mines ("General Taxes"), fully sufficient to reimburse such fund or funds for any such amounts temporarily advanced to pay

such initial installment of interest and principal to pay the interest on the Bonds becoming due after such initial installment and to pay and retire the Bonds as they thereafter become due as hereinabove provided, after there are made due allowances for probable delinquencies. The proceeds of such annual levies shall be duly credited to the Principal Account and the Interest Account for the payment of such Bond Requirements. In the preparation of the annual budget or appropriation resolution or ordinance for the County, the Board shall first make proper provisions through the levy of sufficient General Taxes for the payment of the interest on and the retirement of the principal of the bonded indebtedness of the County, including without limitation, the Bonds, subject to the limitation imposed by NRS 361.453 and by Section 2, art. 10, State Constitution, and the amount of money necessary for this purpose shall be a first charge against all the revenues received by the County.

Section 25. Priorities for Bonds. As provided in NRS 361.463, in any year in which the total General Taxes levied against the property in the County by all overlapping units may exceed the limitation imposed by NRS 361.453, and it shall become necessary by reason thereof to reduce the levies made by any and all such units, the reduction so made shall be in General Taxes levied by such unit or units (including, without limitation, the County and the State) for purposes other than the payment of their bonded indebtedness, including interest thereon. The General Taxes levied for the payment of such bonded indebtedness and the interest thereon shall always enjoy a priority over General Taxes levied by each such unit (including, without limitation, the County and the State) for all other purposes where reduction is necessary in order to comply with the limitation of NRS 361.453.

Section 26. Correlation of Levies. Such General Taxes shall be levied and collected in the same manner and at the same time as other taxes are levied and collected, and the proceeds thereof for the Bonds herein authorized shall be kept in the Principal Account and in the Interest Account, which accounts shall be used for no other purpose than the payment of principal and interest, respectively, as the same fall due.

Section 27. Use of General Fund. Any sums coming due on the Bonds at any time when there are on hand from such General Taxes (and any other available money) insufficient funds to pay the same shall be promptly paid when due from general funds on hand belonging to the County, reimbursement to be made for such general funds in the amounts so advanced when the General Taxes herein provided for have been collected, pursuant to NRS 350.596.

Section 28. Use of Other Funds. Nothing in this ordinance prevents the County from applying any funds (other than General Taxes) that may be available for that purpose to the payment of such interest or principal as the same, respectively, mature, and upon such payments, the levy or levies herein provided may thereupon to that extent be diminished.

Section 29. Legislative Duties. It shall be the duty of the Board annually, at the time and in the manner provided by law for levying other General Taxes of the County, if such action shall be necessary to effectuate the provisions of this ordinance, to ratify and carry out the provisions hereof with reference to the levy and collection of General Taxes; and the Board shall require the officers of the County to levy, extend, and collect such General Taxes in the manner provided by law for the purpose of creating funds for the payment of the principal of the Bonds and the interest thereon. Such General Taxes when collected shall be kept for and applied only to the payment of the principal of and the interest on the Bonds as hereinabove specified.

Section 30. Appropriation of General Taxes. There are hereby specially appropriated the proceeds of such General Taxes to the payment of such principal and interest; and neither shall such appropriations be repealed nor the General Taxes postponed or diminished (except as herein otherwise expressly provided) until the principal of and the interest on the Bonds have been wholly paid.

Section 31. Defeasance. When all Bond Requirements of the Bond have been duly paid, the pledge and lien and all obligations as to the Bond hereunder shall thereby be discharged and the Bond shall no longer be deemed to be outstanding within the meaning of this ordinance. There shall be deemed to be such due payment when the County has placed in escrow or in trust with a trust bank located within or without the State (the "Bank"), an amount sufficient (including the known minimum yield available for such purpose from Federal Securities (as defined below) in which such amount wholly or in part may be initially invested) to meet all Bond Requirements of the Bond, as the same become due to the final maturity of the Bond or upon any redemption date as of which the County shall have exercised or shall have obligated itself to exercise its prior redemption option by a call of the Bond for payment. The Federal Securities shall become due before the respective times on which the proceeds thereof shall be needed, in accordance with a schedule established and agreed upon between the County and the Bank at the time of the creation of the escrow or trust, or the Federal Securities shall be subject to redemption at the option of the owners thereof to assure availability as so needed to meet the schedule. For the purpose of this Section, the

term "Federal Securities" shall be as defined in NRS 350.522, and shall include only Federal Securities which are not callable for redemption prior to their maturities except at the option of the holder thereof.

Section 32. Replacement of Registrar or Paying Agent. If the Registrar or Paying Agent initially appointed hereunder shall resign, or if the Board, on the behalf and in the name of the County, shall reasonably determine that it is in the best interest of the County or that the Registrar or Paying Agent has become incapable of performing its duties hereunder, the Board may, upon notice mailed to each owner of any Bond at the address last shown on the registration records, appoint a successor Registrar or Paying Agent, or both. No resignation or dismissal of the Registrar or Paying Agent may take effect until a successor is appointed. Every such successor Registrar or Paying Agent shall be the County Treasurer or a commercial bank as defined in NRS 350.512 with trust powers. It shall not be required that the same institution serve as both Registrar and Paying Agent hereunder, but the Board shall have the right to have the same institution serve as both Registrar and Paying Agent hereunder.

Any corporation or association into which the Registrar or Paying Agent may be converted or merged, or with which they may be consolidated, or to which they may sell or transfer their corporate trust business and assets as a whole or substantially as a whole, or any corporation or association resulting from any such conversion, sale, merger, consolidation or transfer, to which they are a party, shall be and become the successor Registrar or Paying Agent under this ordinance, without the execution or filing of any instrument or any further act, deed, or conveyance on the part of any of the parties hereto, anything in this ordinance to the contrary notwithstanding.

Section 33. Federal Tax Covenant. The County covenants for the benefit of the registered owners of the Bonds that it will not take any action or omit to take any action with respect to the Bonds, the proceeds thereof, any other funds of the County or any facilities refinanced with the proceeds of the Bonds if such action or omission (i) would cause the interest on the Bonds to lose its exclusion from gross income for federal income tax purposes under Section 103 of the Internal Revenue Code of 1986, as amended (the "Tax Code"), or (ii) would cause interest on the Bonds to lose its exclusion from alternative minimum taxable income as defined in Section 55(b)(2) of the Tax Code. The foregoing covenant shall remain in full force and effect notwithstanding the

defeasance of the Bonds until the date on which all obligations of the County in fulfilling the above covenant under the Tax Code have been met.

Section 34. Amendments. A. This ordinance may be amended by the Board:

(1) Without the consent of or notice to the holders of the Bonds for the purpose of curing any ambiguity or formal defect or omission herein; or

(2) With the consent of the insurer of the Bonds, if any, (as long as the insurer has not defaulted on its insurance policy with respect to such Bonds) in connection with any amendment.

B. No amendment, unless consented to by the Bondholder adversely affected thereby, shall permit:

(1) A change in the maturity or in the terms of redemption of the principal of any outstanding Bond or any installment of interest thereon; or

(2) A reduction in the principal amount of any Bond, the rate of interest thereon, or any prior redemption premium payable in connection therewith.

Section 35. Events of Default. Each of the following events is hereby declared an "Event of Default" under this Ordinance:

A. Nonpayment of Principal. Payment of the principal of the Bond shall not be made when the same shall become due and payable, either at maturity or otherwise;

B. Nonpayment of Interest. Payment of any installment of interest shall not be made when the same becomes due and payable;

C. Default of Any Provision. The County shall have made or shall default in the due and punctual performance of any other of the representations, covenants, conditions, agreements and other provisions contained in the Bond or in the Ordinance on its part to be performed, and if such default shall continue for sixty (60) days after written notice specifying such default and requiring the same to be remedied shall have been given to the County Treasurer by the registered owner of the Bond.

Section 36. Maintenance of Escrow Account. The Escrow Account shall be maintained by the County in an amount at the time of the initial deposits therein and at all times subsequently at least sufficient, together with the known minimum yield to be derived from the

initial investment and any temporary reinvestment of the deposits therein or any part thereof in Federal Securities, to pay the interest due in connection with the Refunded Bonds, both accrued and not accrued, as the same becomes due up to and including the redemption date for the Refunded Bonds as set forth in the Escrow Agreement (the "Refunded Bonds Redemption Date") and to redeem on the Refunded Bonds Redemption Date the applicable Refunded Bonds at a redemption price equal to the principal amount thereof, accrued interest to the redemption date, plus any applicable redemption premium.

Section 37. Use of Escrow Account. Moneys shall be withdrawn by the Escrow Bank from the Escrow Account in sufficient amounts and at such times to permit the payment without default to pay the principal, interest and any redemption premium of the Refunded Bonds on the applicable Refunded Bonds Redemption Date. The County shall call for prior redemption of the Refunded Bonds on the Refunded Bonds Redemption Date as set forth in the Escrow Agreement. Any moneys remaining in the Escrow Account after provision shall have been made for the redemption in full of the Refunded Bonds shall be applied to any lawful purpose of the County as the Board may hereafter determine.

Section 38. Insufficiency of Escrow Account. If for any reason the amount in the Escrow Account shall at any time be insufficient for the purposes of Sections 36 and 37 hereof, the County shall forthwith from the first moneys available therefor deposit in such account such additional moneys as shall be necessary to permit the payment in full of the principal, interest and redemption premium due in connection with the Refunded Bonds as herein provided.

Section 39. Exercise of Option. The Board has elected and does hereby declare its intent to exercise on the behalf and in the name of the County its option to redeem on the Refunded Bonds Redemption Date the Refunded Bonds as set forth in the Escrow Agreement. The Board is hereby obligated so to exercise such option, which option shall be deemed to have been exercised when notice is duly given and completed forthwith after the issuance of the Bonds as herein provided in Section 40 hereof.

Section 40. Notices of Prior Redemption and Defeasance. The Paying Agent, upon issuance of the Bonds, shall give the notices of redemption and defeasance, including any conditional notices of redemption, in accordance with the provisions of the ordinances authorizing the issuance of the Refunded Bonds.

Section 41. Delegated Powers. 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:

A. The printing of the Bonds, including, without limitation, printing thereon or appending thereto, a statement of insurance on the Bonds, if applicable;

B. The execution of such certificates as may be required by the Purchaser relating to the signing of the Bonds, the tenure and identity of the officials of the County, the assessed valuation and indebtedness of the County, the rate of taxes levied against the taxable property within the County, the delivery of the Bonds and the receipt of the bond purchase price, and, if in accordance with the facts, the absence of litigation, pending or threatened, affecting the validity thereof;

C. The completion and execution of the Certificate of the Assistant County Manager, the Escrow Agreement, and the appropriate agreements with the Registrar and Paying Agent as to their services hereunder.

Section 42. Publication of Ordinance. The Board has expressed in the preambles to this ordinance that it pertains to the sale, issuance and payment of the Bonds, and accordingly, it shall be adopted as if an emergency exists and final action hereon shall be taken immediately. This ordinance shall be in effect from and after its publication as hereinafter provided, and after this ordinance is signed by the Chair of the Board and attested and sealed by the County Clerk, this ordinance shall be published twice 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 publications 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, such publication to be in substantially the following form:

(Form for Publication)

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE WASHOE COUNTY, NEVADA, GENERAL OBLIGATION (LIMITED TAX) REFUNDING BONDS, SERIES 2019; SPECIFYING THE TERMS AND CONDITIONS OF SUCH BONDS AND THEIR FORM; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL AD VALOREM TAX FOR THE PAYMENT OF THE BONDS; PROVIDING FOR ADOPTION AS IF AN EMERGENCY EXISTS AND PROVIDING OTHER DETAILS IN CONNECTION THEREWITH.

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 in the County Courthouse, 75 Court Street, Reno, Nevada; and that said ordinance was proposed by Commissioner _____ on March 12, 2019 and passed and adopted without amendment at a regular meeting held on March 12, 2019 by the following vote of the Board of County Commissioners:

Those Voting Aye:

Vaughn Hartung
Bob Lucey
Marsha Berkbigler
Jeanne Herman
Kitty Jung

Those Voting Nay:

Those Absent:

Those Abstaining:

This ordinance shall be in full force and effect from and after _____, 2019, 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 this March 12, 2019.

/s/ _____
Chair
Board of County Commissioners
Washoe County, Nevada

(SEAL)

Attest:

/s/ _____
County Clerk

(End of Form of Publication)

Section 43. Police Power. Nothing in this ordinance prohibits or otherwise limits or inhibits the reasonable exercise in the future by the State and its governmental bodies of the police powers and powers of taxation inherent in the sovereignty of the State or the exercise by the United States of the powers delegated to it by the Federal Constitution. The County cannot contract away such powers nor limit or inhibit by contract the proper exercise thereof, and this ordinance does not purport to do so.

Section 44. Parties Interested Herein. Nothing in this ordinance expressed or implied is intended or shall be construed to confer upon, or to give to, any person or entity, other than the County, the insurer of the Bonds, if any, and the registered owners of the Bonds, any right, remedy or claim under or by reason of this ordinance or any covenant, condition or stipulation hereof, and all covenants, stipulations, promises and agreements in this ordinance contained by and on behalf of the County shall be for the sole and exclusive benefit of the County and the registered owners of the Bonds.

Section 45. Ordinance Irrepealable. After delivery of the Bonds to the Purchaser, the provisions of the Bond Act, NRS 361.463, and of this ordinance shall be a part of the irrevocable contract between the County and the owner or owners from time to time of Bonds issued hereunder; and after the issuance of any of the Bonds hereby authorized, this ordinance shall be irrepealable until such time as all the Bonds issued hereunder and the interest accruing thereon shall have been paid in full.

Section 46. Severability. 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 March 12, 2019.

Proposed by Commissioner LUCEY.

Passed on March 12, 2019.

Ayes:

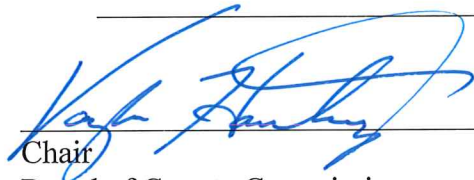
Vaughn Hartung
Bob Lucey
Marsha Berkbigler
Jeanne Herman
~~Kitty Jung~~

Nays:

Absent:

KITTY JUNG

Abstaining:

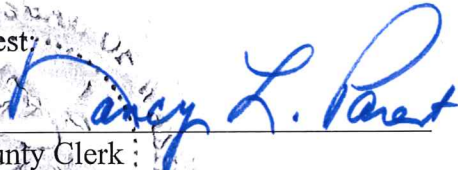


Chair
Board of County Commissioners
Washoe County, Nevada

(SEAL)

Attest:

County Clerk



This ordinance shall be in force and effect from and after the 22nd day of the month of MARCH of the year 2019, the date of the second publication of such ordinance by its title only.

The undersigned does hereby certify:

i. All members of the Board were given due and proper notice of the meeting held on March 12, 2019.

ii. Public notice of such meeting was given and such meeting was held and conducted in full compliance with the provisions of NRS 241.020. A copy of the notice of meeting and excerpts from the agenda for the meeting relating to the Ordinance, as posted not later than 9:00 a.m. on the third working day prior to the meeting, on the County's website, on the State's official website, and at the following locations:

- (a) Washoe County Administration Complex
1001 East Ninth Street, Bldg. A
Reno, Nevada
- (b) Washoe County Courthouse-Clerk's Office
75 Court Street
Reno, Nevada
- (c) Washoe County Central Library
301 South Center Street
Reno, Nevada
- (d) Sparks Justice Court
1675 East Prater Way
Sparks, Nevada

is attached as Exhibit A.

iii. Prior to 9:00 a.m. at least 3 working days before such meeting, such notice was mailed to each person, if any, who has requested notice of meetings of the Board in compliance with NRS 241.020(3)(b) by United States Mail, or if feasible and agreed to by the requestor, by electronic mail.

IN WITNESS WHEREOF, I have hereunto set my hand this March 12, 2019.



Assistant County Manager
Finance and Administration
(or representative thereof)
Washoe County, Nevada

Exhibit A

(Attach Copy of Notice of Meeting)

COUNTY COMMISSIONERS
Chair, Vaughn Hartung, District 4
Vice-Chair, Bob Lucey, District 2
Marsha Berkbigler, District 1
Kitty Jung, District 3
Jeanne Herman, District 5



COUNTY MANAGER
John Slaughter

ASSISTANT DISTRICT ATTORNEY
Paul Lipparelli

COUNTY CLERK
Nancy Parent

NOTICE OF MEETING AND AGENDA

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

**March 12, 2019
10:00 a.m.**

NOTE: Items on the agenda may be taken out of order; combined with other items; removed from the agenda; moved to the agenda of another meeting; moved to or from the Consent section; or may be voted on in a block. Items with a specific time designation will not be heard prior to the stated time, but may be heard later. The Consent is a single agenda item and is considered as a block and will not be read aloud. The Board of County Commissioners may take breaks approximately every 90 minutes.

Accessibility. The Washoe County Commission Chambers are accessible to the disabled. If you require special arrangements for the meeting, call the Office of the County Manager, (775) 328-2000, 24-hours prior to the meeting.

Public Transportation. Public transportation is available to this meeting site: RTC Routes 2, 2S, 5 and 15 serve this location. For eligible RTC ACCESS reservations call (775) 348-5438.

Time Limits. Public comments are welcomed during the Public Comment periods for all matters, whether listed on the agenda or not, and are limited to three minutes per person. Additionally, public comment of three minutes per person will be heard during individually numbered items designated as "for possible action" on the agenda. Persons are invited to submit comments in writing on the agenda items and/or attend and make comment on that item at the Commission meeting. Persons may not allocate unused time to other speakers.

Forum Restrictions and Orderly Conduct of Business. The Board of County Commissioners conducts the business of Washoe County and its citizens during its meetings. The presiding officer may order the removal of any person whose statement or other conduct disrupts the orderly, efficient or safe conduct of the meeting. Warnings against disruptive comments or behavior may or may not be given prior to removal. The viewpoint of a speaker will not be restricted, but reasonable restrictions may be imposed upon the time, place and manner of speech. Irrelevant and unduly repetitious statements and personal attacks which antagonize or incite others are examples of speech that may be reasonably limited.

Responses to Public Comments. The County Commission can deliberate or take action only if a matter has been listed on an agenda properly posted prior to the meeting. During the public comment period, speakers may address matters listed or not listed on the published agenda. The Open Meeting Law does not expressly prohibit responses to public comments by the Commission. However, responses from Commissioners to unlisted public comment topics could become deliberation on a matter without notice to the public. On the advice of legal counsel and to ensure the public has notice of all matters the Commission will consider, Commissioners may choose not to respond to public comments, except to correct factual inaccuracies, ask for County staff action or to ask that a matter be listed on a future agenda. The Commission may do this either during the public comment item or during the following item "Commissioners'/County Manager's announcements, reports and updates, requested for information or topics for future agendas."

Pursuant to NRS 241.020, the Agenda for the Commission Meeting has been posted at the following locations: Washoe County Administration Building (1001 E. 9th Street, Bldg. A), Washoe County Courthouse-Second Judicial District Court (75 Court Street), Washoe County - Reno Downtown Library (301 South Center Street); Sparks Justice Court (1675 East Prater Way); www.washoecounty.us/bcc/board_committees/ and <https://notice.nv.gov>.

Support documentation for the 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 Street, Bldg. A, 2nd Floor, Reno, Nevada) Marilyn Kramer, Assistant to the County Manager, (775) 328-2000 and on Washoe County's website www.washoecounty.us/bcc/board_committees/

10:00 a.m.

1. Salute to the flag.
2. Roll call.
3. Public Comment. Comment heard under this item will be limited to three minutes per person and may pertain to matters both on and off the Commission agenda. The Commission will also hear public comment during individual action items, with comment limited to three minutes per person. Comments are to be made to the Commission as a whole.
4. Commissioners'/County Manager's announcements, reports and updates to include boards and commissions updates, requests for information or topics for future agendas. (No discussion among Commissioners will take place on this item.)

5. Consent Items (for possible action)

- 5.A. Recommendation to appoint Wayne Handrock, P.L.S., to the position of Washoe County Surveyor/Land Developer, retroactive to February 4, 2019, and approve the annual salary of [\$81,764.80], per Washoe County Code 5.119.3 [fiscal impact \$0]; and if appointed, approve the issuance of a surety bond in the amount of \$5,000.00, per NRS 255.030.2. Community Services. (All Commission Districts.)

Attachments: BCC 03-12-19 - County Surveyor Appointment

- 5.B. Recommendation to acknowledge and accept the final distribution of the Estate of Phillip Dare to the beneficiaries, including the sum of [\$1,187.38] to Family Services, CASA, a program of the Second Judicial District Court; and direct the Comptroller to make the necessary amendments. District Court. (All Commission Districts.)

Attachments: BCC 3-12-19 Staff Report Donation-CASA-District Court
\$1,187.38
Letter from Gordon Muir, Esq.

- 5.C. Recommendation to approve the resolution to augment the Regional Public Safety Training Center (RPSTC) Fund in the amount of [\$109,000] to increase expenditure authority for RPSTC projects for fiscal year 2018-2019; and direct the Comptroller to make the necessary budget amendments (net impact to General Fund is zero). Sheriff. (All Commission Districts)

Attachments: BCC 03-12-19 - Sheriff - RPSTC Augmentation Resolution
[\$109,000]
RPSTC Augmentation Resolution 1.25.19

End of Consent Items

6. Recommendation to approve the settlement of the claim of Patrick Irwin, Lisa Dalman and Charles J. Safford v. Washoe County, et al for a total sum not to exceed [\$200,000], for all claims against all defendants. Comptroller. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: Staff Report BCC 3-12-19 - Comptroller - Settlement Irwin
Dalman & Safford [\$200,000]

7. Recommendation to adopt an ordinance authorizing the issuance of the Washoe County, Nevada, General Obligation (Limited Tax) Refunding Bonds, Series 2019; specifying the terms and conditions of such bonds and their form; providing for the levy and collection of an annual ad valorem tax for the payment of the bonds; providing for adoption as if an emergency exists and providing other details in connection therewith. Manager. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: Staff Report - Manager - Refunding 2011A Bonds
Bond Ordinance Refunding 2011A Bonds (49469431v5)

8. Recommendation to approve utilization of funds from the Emergency 911 fund to reimburse the City of Reno [\$125,475] for expenses related to implementation of Emergency Fire Dispatch services; reimburse the City of Sparks [\$178,134.30] for expenses related to implementation of body-worn and in-vehicle camera technologies; and to purchase three (3) Harris Symphony Dispatch Consoles [\$139,443.65] for the Washoe County Regional Communications Center; as recommended by the 911 Emergency Response Advisory Committee on January 17, 2019. Technology Services (All Commission Districts). FOR POSSIBLE ACTION

Attachments: BCC Staff Report 3.12.2019 - 911 Reimbursements.docx

9. Recommendation to: 1) approve the use of Design-Build as the project delivery method for the Huffaker Reservoir Lining Phase 3 Project as identified in NRS 338.1711(2); 2) to approve an Agreement for Professional Consulting Services between Washoe County and AECOM Technical Services, Inc. to act as the agent for the County for the development and implementation of the Design-Build process for the Huffaker Reservoir Lining Phase 3 Project [\$250,095]. Community Services. (Commission District 2.) FOR POSSIBLE ACTION

Attachments: BCC 3-12-19 Staff Report - Huffaker Hills Reservoir
BCC 3-12-19 Prof Svcs Agreement Huffaker Hills Reservoir
BCC 3-12-19 Exhibit A Scope of Work Huffaker Hills Reservoir
BCC 3-12-19 Exhibit B Insurance Huffaker Hills Reservoir

10. Recommendation to award a bid and approve the Agreement to the lowest responsive, responsible bidder for the Southwest Vistas Lift Station Abandonment and Sewer Extension Project [staff recommends Cutting Edge Construction, LLC. in the amount of \$202,726]; and if awarded, approve the License and Indemnification Agreement for Sewer Pipeline Construction and Maintenance between Washoe County and the Steamboat Canal and Irrigation Company to allow construction of the pipeline extension within the Steamboat Ditch, owned and operated by the Steamboat Canal and Irrigation Company [No Cost]. Community Services. (Commission District 2.) FOR POSSIBLE ACTION

Attachments: BCC 03-12-19 - Staff Report SW Vistas
BCC 03-12-19 - Const Agreement SW Vistas
BCC 03-12-19 - Attachment 1 Insurance SW Vistas
BCC 03-12-19 - License & Indemnification SW Vistas
BCC 03-12-19 - Exhibit A License Agreement SW Vistas
BCC 03-12-19 - Exhibit B License Agreement SW Vistas

11. Recommendation to accept additional Incentive Funds from the State of Nevada, Child Support Enforcement Program (CSEP) in the amount of [\$397,099.84] earned from the Federal Fiscal Year 2016 and authorize Comptrollers to make the appropriate Fiscal Year 2019 budget amendment. District Attorney. (All Commission Districts). FOR POSSIBLE ACTION

Attachments: BCC 03 12 2019 DA Family Support Incentives 397099.docx
2016 Incentives.pdf

12. Recommendation to approve a settlement of Dudley vs. Steamboat Canal & Irrigation Co. and Washoe County, CV17-00714, a case concerning allegations of water escaping from the Steamboat Ditch in 2016-2017 and causing damage to a residential property at 35 Francovich Ct. This settlement follows a mediation that occurred between the parties in October 2018, after nearly 2 years of litigation and hundreds of thousands of dollars in legal and expert fees expended by the parties. If approved, the settlement would require both the county and Steamboat to each pay [\$50,000] to the Dudleys and would result in the dismissal of Steamboat and the county from the litigation with prejudice, the parties bearing their own costs and attorney's fees. It also requires Steamboat to make certain improvements in the ditch near the Dudleys' property. The settlement would not be an admission of fault or wrongdoing by any of the parties but would instead be a compromise to bring about an end to the case. If approved, authorize the Chair to sign the proposed settlement agreement. District Attorney. (Commission District 1) FOR POSSIBLE ACTION

Attachments: Dudley Staff Report.doc
Settlement Agreement and Release of All Claims.pdf

13. Recommendation to approve a pass through grant award from the State of Nevada Department of Public Safety, Office of Criminal Justice Assistance 2018 Paul Coverdell Forensic Science Improvement (FSI), Project No. 18-FSI-03 for [\$177,189.00 with an \$11,285.00 County match requirement] to provide for continued education for staff members and training for new Criminalists in the Forensic Science Division and purchase of TruNarc™ devices for the screening of drugs for the retroactive grant period of 01/1/19 through 12/31/19 and if approved, direct Comptroller's Office to make necessary budget amendments. In addition; if approved, authorize the Purchasing and Contracts Manager to execute all relevant purchasing documents of the 6 additional TruNarc screen instruments that will cost not to exceed a total cost of \$145,000. Sheriff. (All Commission Districts) FOR POSSIBLE ACTION

Attachments: BCC 03-12-19 - Sheriff - Paul Coverdell Grant [\$177,189.00]
2018 Paul Coverdell Grant doc

14. Recommendation to authorize purchase of sixty (60) Axon Fleet 2 in-car video cameras, related supplies, and installation through the established Joinder Contract with State of Nevada "3273 - Contract for Services of Independent Contractor" awarded to Axon Enterprise, Inc. (formerly Taser International), 17800 N. 85th St, Scottsdale, AZ, 85255. Estimated expenditures are [\$678,190.30 not to exceed \$800,000] per the existing contract pricing, effective upon Board approval through April 1, 2023. If approved, authorize the Purchasing and Contracts Manager to execute all relevant contract documents and agreements. Sheriff. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: BCC 03-12-19 - Sheriff - Axon Fleet II Proposal [\$678,190.30]
Axon Fleet 2 Quote 012019
Axon Fleet 2 Lehr Installation Quote
WashoeCountyNHPJoinder signed Axon
Contract AA CC exec 01 10 17 States Agreement Axon

15. Introduction and first reading of an ordinance amending the Washoe County Code Chapter 110 (Development Code), within Article 306, Accessory Uses and Structures, Detached Accessory Structures 110.306.10(a), Lot Coverage, to add a requirement regulating lot coverage limitations for accessory structures, by specifying that on legal non-conforming lots, when the lot size does not meet the minimum lot size for the actual regulatory zone applicable to the lot, the allowed lot coverage under this section will be based on the regulatory zone thresholds set forth in this subsection for the next densest regulatory zone for which the actual lot size does meet the minimum lot size requirements; and other matters necessarily connected therewith and pertaining thereto. If supported, set the public hearing for second reading and possible adoption of the Ordinance for March 26, 2019. Community Services. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: BCC 3-12-19 - Staff Report - WDCA18-0007
BCC 3-12-19 Attachment A - WDCA18-0007 Draft Ordinance
BCC 3-12-19 Attachment B - WDCA18-0007 PC Resolution
BCC 3-12-19 Attachment C - WDCA18-0007 PC Staff Report
BCC 3-12-19 Attachment D - WDCA18-0007 PC Minutes

16. Public Hearing: Regulatory Zone Amendment Case Number WRZA18-0009 (The Club at Arrowcreek) - to adopt an amendment to the Southwest Truckee Meadows Regulatory Zone Map, changing the Regulatory Zone from High Density Rural (HDR) (1 dwelling unit / 2 acre) on ±140.12 acres and Low Density Suburban (LDS) (1 dwelling unit / 1 acre) on ±8.94 acres to Parks and Recreation (PR) on ±149.06 acres and, if adopted, authorize the Chair to sign the resolution to that effect. Generally, the PR zone is intended for parks, golf courses, ski resorts and other active and passive recreational uses, for either public or private facilities.

Lucky Star Golf, LLC is the applicant and property owner. The subject parcel (APN: 152-021-03) is ±149.06 acres in size and located at 2905 E. Arrowcreek Pkwy. It is situated within the Southwest Truckee Meadows Area Plan and South Truckee Meadows/Washoe Valley Citizen Advisory Board boundaries. Community Services (Commission District 2.)
FOR POSSIBLE ACTION

Attachments: BCC 3-12-19 - Staff Report - WRZA18-0009
 BCC 3-12-19 - Attachment A - WRZA18-0009 Resolution
 BCC 3-12-19 - Attachment B - WRZA18-0009 PC Staff Report
 BCC 3-12-19 - Attachment C - WRZA18-0009 PC Resolution
 BCC 3-12-19 - Attachment D - WRZA18-0009 Draft PC Minutes

17. Possible Closed Session for the purpose of discussing labor negotiations with Washoe County and/or Truckee Meadows Fire Protection District per NRS 288.220.
18. Discussion and direction to staff regarding legislation or legislative issues proposed by legislators, by Washoe County, Truckee Meadows Fire Protection District, or by other entities permitted by the Nevada State Legislature to submit bill draft requests, or such legislative issues as may be deemed by the Chair or the Board to be of critical significance to Washoe County. Manager. (All Commission Districts.) FOR POSSIBLE ACTION
19. Public Comment. Comment heard under this item will be limited to three minutes per person and may pertain to matters both on and off the Commission agenda. The Commission will also hear public comment during individual action items, with comment limited to three minutes per person. Comments are to be made to the Commission as a whole.
20. Commissioners'/County Manager's announcements, reports and updates to include boards and commissions updates, requests for information or topics for future agendas. (No discussion among Commissioners will take place on this item.)

Adjournment

Various boards/commissions the Washoe County Commissioners may be a member of or liaison to:

Chair Hartung

Community Homelessness Advisory Board (alternate)
Nevada Association of Counties Board of Directors
Regional Transportation Commission
Truckee Meadows Regional Planning Agency Governing Board
Truckee Meadows Water Authority Board
Truckee River Flood Management Authority
Washoe County Investment Committee
Washoe County Stadium Authority
Washoe-Storey Conservation District (alternate)
Western Regional Water Commission

Vice-Chair Lucey

Community Homelessness Advisory Board
Economic Development Authority of Western Nevada (EDAWN) (alternate)
Nevada Association of Counties Board of Directors (NACO)
Regional Transportation Commission
Reno-Sparks Convention & Visitors Authority
Tahoe Regional Planning Agency Governing Board (alternate)
Tahoe Transportation District Board of Directors (alternate)
Tahoe Transportation Commission (alternate)
Truckee Meadows Water Authority (alternate)
Truckee River Flood Management Authority (alternate)
Washoe County Investment Committee
Washoe County Legislative Liaison
Washoe County School District Capital Funding Protection Committee
Washoe County School District Oversight Panel
Washoe County Stadium Authority (alternate)
Western Regional Water Commission

Commissioner Berkgigler

Community Homeslessness Advisory Board
EDAWN (Economic Development Authority of Western Nevada) (liaison)
Nevada Tahoe Conservation District Board of Supervisors
Tahoe Prosperity Center Board of Directors
Tahoe Regional Planning Agency Governing Board
Tahoe Transportation District Board of Directors
Tahoe Transportation Commission
Truckee Regional Regional Planning Agency Governing Board
Truckee Meadows Water Authority Board (alternate)
Truckee River Flood Management Authority (alternate)
Washoe County District Board of Health
Washoe County Stadium Authority

Commissioner Jung

Nevada Works (alternate)
Statewide Partnership on Opioid Crisis
Truckee Meadows Water Authority Board (alternate)
Truckee River Flood Management Authority (alternate)
Washoe County Criminal Justice Advisory Committee
Washoe County Internal Audit Committee
Washoe County Open Space and Regional Parks Commission
Washoe County Senior Services Advisory Board Liaison
Washoe County Stadium Authority

Commissioner Herman

Nevada Association of County Board of Directors (alternate)
NevadaWorks
State Land Use Planning Advisory Council (SLUPAC)
Truckee Meadows Regional Planning Agency Governing Board
Truckee Meadows Water Authority Board
Truckee River Flood Management Authority
Verdi Television District (Liaison)
Vya Conservation District
Washoe County Animal Services Advisory Board
Washoe County Debt Management Commission
Washoe County Senior Services Advisory Board Liaison (alternate)
Washoe County School District Capital Funding Protection Committee
Washoe County School District Oversight Panel
Washoe County Stadium Authority (alternate)
Washoe-Storey Conservation District
Western Nevada Development District
Western Regional Water Commission

Exhibit B

(Attach Affidavit of Publication of Ordinance twice by title)



PART OF THE USA TODAY NETWORK

The Mason Valley News

"The Only Newspaper in the World that Gives a Damn About Yerington"

Order Confirmation for Ad #: 0003437864

Customer: WASHOE CO
Address: 1001 E 9TH ST BLDG D
 RENO NV 89512 USA
Acct. #: REN-349008
Phone: 7753282569

 WASHOE CO
Ordered By: Derek Sonderfan

OrderStart Date: 03/15/2019 Order End Date: 03/22/2019

<u>Tear Sheets</u>	<u>Affidavits</u>	<u>Blind Box</u>	<u>Promo Type</u>	<u>Materials</u>	<u>Special Pricing</u>	<u>Size</u>
0	1					2 X 26.00

<u>Net Amount</u>	<u>Tax Amount</u>	<u>Total Amount</u>	<u>Payment Method</u>	<u>Payment Amount</u>	<u>Amount Due</u>
\$387.00	\$0.00	\$387.00	Invoice	\$0.00	\$387.00

Ad Order Notes:

Sales Rep: bgrady Order Taker: bgrady Order Created: 03/13/2019

Product	# Ins	Start Date	End Date
REN-Gazette Journal	2	03/15/2019	03/22/2019
03-15-19, 03-22-19, REN-rgj.com	2	03/15/2019	03/22/2019
03-15-19, 03-22-19,			

* ALL TRANSACTIONS CONSIDERED PAID IN FULL UPON CLEARANCE OF FINANCIAL INSTITUTION

Text of Ad: 03/13/2019

BILL NO. 1819
ORDINANCE NO. 1631

AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE WASHOE COUNTY, NEVADA, GENERAL OBLIGATION (LIMITED TAX) REFUNDING BONDS, SERIES 2019; SPECIFYING THE TERMS AND CONDITIONS OF SUCH BONDS AND THEIR FORM; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL AD VALOREM TAX FOR THE PAYMENT OF THE BONDS; PROVIDING FOR ADOPTION AS IF AN EMERGENCY EXISTS AND PROVIDING OTHER DETAILS IN CONNECTION THEREWITH.

PUBLIC NOTICE IS HEREBY GIVEN that typewritten copies of the abovenumbered 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 in the County Courthouse, 75 Court Street, Reno, Nevada; and that said ordinance was proposed by Commissioner Lucey on March 12, 2019 and passed and adopted without amendment at a regular meeting held on March 12, 2019 by the following vote of the Board of County Commissioners:

Those Voting Aye: Vaughn Hartung, Bob Lucey, Marsha Berkbigler, Jeanne Herman

Those Absent: Kitty Jung

This ordinance shall be in full force and effect from and after March 22, 2019, 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 this March 12, 2019.

NANCY PARENT, Washoe County Clerk and Clerk of the Board of County Commissioners

No. 3437864 March 15, 22, 2019

WCCOMP MAR25*1915=20

1631

PROOF OF
PUBLICATION

STATE OF WISCONSIN SS.
COUNTY OF BROWN

ACCOUNTS PAYABLE
WASHOE CO
1001 E 9TH ST BLDG D

RENO NV 89512

Being first duly sworn, deposes and says: That as the legal clerk of the Reno Gazette-Journal, a daily newspaper of general circulation published in Reno, Washoe County, State of Nevada, that the notice referenced below has published in each regular and entire issue of said newspaper between the date: 03/15/2019 - 03/22/2019, for exact publication dates please see last line of Proof of Publication below.

BILL NO. 1819

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DATED this March 12, 2019.

NANCY PARENT, Washoe County Clerk and
Clerk of the Board of County Commissioners


No. 3437864

March 15, 22, 2019

03/15/19, 03/22/19


Legal Clerk

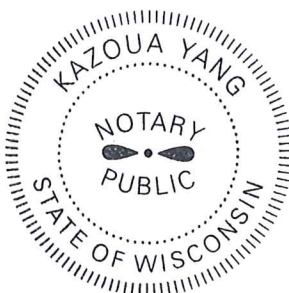
Subscribed and sworn before me this
22nd of March 2019.


NOTARY PUBLIC RESIDING
AT STATE OF WISCONSIN
COUNTY OF BROWN

Notary Expires:

11/9/22

Ad#:0003437864
P O : Ord 1631
of Affidavits : 1



1631