

BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY 5:15 P.M. JULY 11, 1995

PRESENT:

Jim Shaw, Chairman
Joanne Bond, Commissioner
Mike Mouliot, Commissioner
Grant Sims, Commissioner

Judi Bailey, County Clerk
John MacIntyre, County Manager
Madelyn Shipman Legal Counsel

ABSENT:

Steve Bradhurst, Vice Chairman

The Board met in regular session in the Commission Chambers of the Washoe County Administration Complex, 1001 E. 9th 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:

AGENDA

In accordance with the Open Meeting Law, on motion by Commissioner Bond, seconded by Commissioner Mouliot, which motion duly carried, Chairman Shaw ordered that the agenda for the July 11, 1995 meeting be approved.

PUBLIC COMMENTS

Chris Sewell, representing the Verdi Citizen's Advisory Board, updated the Board regarding current issues before the CAB. He advised that they are currently working in conjunction with the U. S. Postal Service in an effort to change zip codes for the Mogul and the lower Belli Ranch areas from a Reno zip code to a Verdi zip code; and that they are working with the Nevada Department of Transportation concerning the installation of community signs in Verdi to benefit residents of Mogul and Belli Ranch. Mr. Sewell then expressed his appreciation to Sheriff Kirkland for having a representative from the Sheriff's Office present at their meeting.

MINUTES

On motion by Commissioner Sims, seconded by Commissioner Bond, which motion duly carried, Chairman Shaw ordered that the minutes of the regular meeting of June 13, 1995, be approved.

95-628 CANCELLATION - JULY 25, 1995 - WASHOE COUNTY COMMISSION MEETING

On motion by Commissioner Bond, seconded by Commissioner Mouliot, which motion duly carried, Chairman Shaw ordered that the July 25, 1995 Washoe County Commission Meeting be cancelled as a quorum will not be present on this date.

95-629 AWARD OF CONSTRUCTION BID - MT. ROSE WATER SYSTEM - TWINBERRY-AUSTRIAN PINE INTERTIE - UTILITY

This was the time to consider award of construction bid, Notice to Contractors for receipt of sealed bids having been published in

the Reno Gazette-Journal on June 9, 12, 14, 16, 19 21, 1995 for construction of the Mt. Rose Water System, Twinberry-Austrian Pine Intertie. Proof was made that due and legal Notice to Bidders had been given.

Bids were received from the following contractors:

Contractor	Bid Amount
Cody Construction, Inc.	\$26,219.08
Pacific Cable Construction, Inc.	\$26,465.00
Mike's Trenching, Inc.	\$33,640.00

Upon recommendation of John Collins, Chief Sanitary Engineer, through Craig McConnell, Public Works Director, on motion by Commissioner Bond, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that the Construction Bid for the Mt. Rose Water System, Twinberry-Austrian Pine Intertie, be awarded to the lowest, responsible, responsive bidder, Cody Construction, Inc., in the total amount of \$26,219.08; that Chairman Shaw be authorized to execute the contractual documents upon receipt; and that the Chief Sanitary Engineer be authorized to issue the Notice to Proceed.

95-630 TRAVEL

On motion by Commissioner Bond, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that the following travel requests and advancement of travel funds be approved:

Name	Department	Destination	Date	Amount
F. Salkowski	Sheriff	Salt Lake City, UT	7/30/95 - 8/04/95	\$1,628.00
G. Seibert	Sheriff	Salt Lake City, UT	7/30/95 - 8/04/95	\$1,628.00
E. Shipp	Sheriff	Los Angeles, CA	7/23/95 - 7/28/95	\$1,000.00
R. Young	Sheriff	Alexandria, VA	8/27/95 - 8/31/95	\$ 650.00

95-631 AUTHORIZATION TO FILL PREVIOUSLY APPROVED POSITIONS - UTILITY DIVISION, UPGRADE ONE ENGINEERING TECHNICIAN I TO ENGINEERING TECHNICIAN II, AND INCREASE ONE POSITION FROM HALF TIME TO FULL TIME

County Manager John MacIntyre and John Collins, Chief Sanitary Engineer, reviewed background information contained in a staff report concerning this request and answered questions of the Board explaining that the previous Board had authorized the addition of 6.5 staff to the Utility Division on December 12, 1994; that other position requests had been held in abeyance pending the outcome of discussions with Sierra Pacific Power Company regarding their acquisition of County water systems; that these discussions have been finalized and since that time legislative action relative to the creation of the Water Planning Commission has been enacted; and that it has been determined that it is not possible at this time for Sierra to acquire the County systems. Mr. MacIntyre explained that issues prompting consideration of this item contained in an extensive report to the Board last year still exist; that issues of preventative maintenance still remain outstanding; and that these requested positions could be filled within approximately 90-120 days.

Following discussion, on motion by Commissioner Bond, seconded by Commissioner Mouliot, which motion duly carried, Chairman Shaw ordered that the Utility Division be authorized to fill six remaining positions of the six and one-half positions approved by the Board on December 12, 1994; that the Engineering Technician I position be upgraded to an Engineering Technician II; and that the Account Clerk position be increased from a half-time position to a full time position.

95-632 BILL NO. 1108 - ASSIGNING PROCEEDS OF LICENSE TAXES FOR PLEDGE BY RENO-SPARKS CONVENTION VISITORS AUTHORITY

Bill No. 1108, entitled, "AN ORDINANCE AMENDING SECTION 25.186 OF THE WASHOE COUNTY CODE CONCERNING LICENSE TAXES FOR REVENUE UPON

ROOM RENTALS; ASSIGNING THE PROCEEDS OF SUCH TAXES FOR PLEDGE BY THE RENO-SPARKS CONVENTION VISITORS AUTHORITY TO THE PAYMENT OF THE WASHOE COUNTY, NEVADA, (RENO-SPARKS CONVENTION VISITORS AUTHORITY) GENERAL OBLIGATION (LIMITED TAX) REFUNDING BONDS (ADDITIONALLY SECURED WITH PLEDGED REVENUES) SERIES AUGUST 1, 1995; CONSENTING AND AGREEING TO BE BOUND BY THE PROVISIONS OF THE AUTHORITY'S RESOLUTION AUTHORIZING THEIR ISSUANCE; RATIFYING, APPROVING AND CONFIRMING ACTIONS HERETOFORE TAKEN IN THE AUTHORITY'S BORROWING AND IN THE IMPOSITION, COLLECTION AND ASSIGNMENT OF SUCH TAXES AND THEIR PLEDGE TO SAID BONDS; AUTHORIZING THE ISSUANCE OF SAID BONDS; PRESCRIBING OTHER DETAILS IN CONNECTION HERewith; AND PROVIDING THE EFFECTIVE DATE THEREOF," was introduced by Commissioner Sims, the title read to the Board and legal notice for final action of adoption directed.

95-633 CORRECTION OF FACTUAL ERROR - 1995/96 SECURED TAX ROLL

Upon recommendation of Thomas Sokol, Assistant Chief Deputy Assessor, on motion by Commissioner Bond, seconded by Commissioner Mouliot, which motion duly carried, Chairman Shaw ordered that a Roll Change Request for the 1995/96 Secured Tax Roll correcting a factual error on a tax bill already mailed, be approved for the reason indicated thereon and mailed to the property owner, a copy of which is placed on file with the Clerk.

95-634 REAPPOINTMENTS - NORTH VALLEYS CITIZEN ADVISORY BOARD

Upon recommendation of Leslie Roylance, Department of Comprehensive Planning, on motion by Commissioner Bond, seconded by Commissioner Mouliot, which motion duly carried, Chairman Shaw ordered that Aleta Hursh and John White be reappointed to serve as At-Large representatives on the North Valleys Citizen Advisory Board with terms to expire June 30, 1997.

95-635 APPOINTMENTS/REAPPOINTMENTS - SPANISH SPRINGS CITIZEN ADVISORY BOARD

Upon recommendation of Leslie Roylance, Department of Comprehensive Planning, on motion by Commissioner Bond, seconded by Commissioner Mouliot, which motion duly carried, Chairman Shaw ordered that Jeanne Dembenski be appointed as an At-Large representative to fill the unexpired term of Allayne Donnelly-Buker on the Spanish Springs Citizen Advisory Board, with a term expiring June 30, 1996; and that Jim Barrere, Mark Sullivan and Sharon Bergevin be reappointed to serve as At-Large representatives on the Spanish Springs Citizen Advisory Board with terms to expire June 30, 1997.

95-636 APPOINTMENTS - VERDI TOWNSHIP CITIZEN ADVISORY BOARD

Upon recommendation of Leslie Roylance, Department of Comprehensive Planning, on motion by Commissioner Bond, seconded by Commissioner Mouliot, which motion duly carried, Chairman Shaw ordered that Phillip Lambert be appointed as an At-Large representative on the Verdi Township Citizen Advisory Board with a term to expire June 30, 1997.

95-637 REAPPOINTMENT - SAFETY COMMITTEE

Upon recommendation of Kevin Chadwick, Safety Officer, on motion by Commissioner Bond, seconded by Commissioner Mouliot, which motion duly carried, Chairman Shaw ordered that John Balentine be reappointed to serve as a member of the Washoe County Safety Committee for a two-year term expiring May 31, 1997.

95-638 OFFER OF DEDICATION - VISTA BOULEVARD RIGHT-OF-WAY

Upon recommendation of Gene Sullivan, Director, Parks Recreation Department, on motion by Commissioner Bond, seconded by Commissioner Mouliot, which motion duly carried, Chairman Shaw ordered that the Vista Boulevard right-of-way as described on the "Map to Offer for Dedication" placed on file with the Clerk, be offered to the City of Sparks; and that Chairman Shaw be authorized to execute the necessary deeds.

95-639 FY 1994-95 HEALTH CARE ASSISTANCE PROGRAM REIMBURSEMENT ADJUSTMENTS

County Manager John MacIntyre advised that Mike Capello, Department of Social Services, had given an in-depth presentation at

yesterday's caucus concerning this item. He then answered questions of the Board concerning estimated expenditures for the Health Care Assistance Program.

Following discussion, upon recommendation of May Shelton, Director, Department of Social Services, on motion by Commissioner Bond, seconded by Commissioner Sims, which motion duly carried, Chairman Shaw ordered that the Social Services Director be authorized to reimburse hospitals for Emergency Room Services at 65% of billed charges retroactive to approximately July 1, 1994, depending on funds available in the Health Care Assistance Program Budget for Fiscal Year 1994-95.

95-640 AGREEMENT - REGIONAL MEDICAL SERVICES AUTHORITY (REMSA)

Upon recommendation of May Shelton, Director, Department of Social Services, on motion by Commissioner Bond, seconded by Commissioner Sims, which motion duly carried, with Commissioner Mouliot voting "no," to protest the REMSA operation, Chairman Shaw ordered that an Agreement between Washoe County and The Regional Emergency Medical Services Authority (REMSA), concerning retroactive reimbursement to REMSA for transportation of Washoe County indigents to medical facilities at current Medicaid rates for the period July 1, 1994 through June 30, 1995, in the amount of \$220,000, be approved and Chairman Shaw be authorized to execute.

95-641 AGREEMENTS - REGIONAL EMERGENCY MEDICAL SERVICES AUTHORITY (REMSA), WASHOE MEDICAL CENTER CLINIC AND CATHOLIC COMMUNITY SERVICES OF NEVADA - SOCIAL SERVICES

Upon recommendation of May Shelton, Director, Department of Social Services, on motion by Commissioner Bond, seconded by Commissioner Sims, which motion duly carried, with Commissioner Mouliot voting under protest concerning the REMSA Agreement only, it was ordered that the following renewal Agreements for Fiscal Year 1995/96 between Washoe County, REMSA and Washoe Medical Center Clinic Catholic Community Services of Nevada (Haven of Hope) be approved, and Chairman Shaw be authorized to execute:

Agreements	Amount
REMSA	\$ 220,000.00
Washoe Medical Center Clinic	13,205.50
Grant Agreement	
Catholic Community Services of Nevada (Haven of Hope)	40,000.00

It was further ordered that the following Resolution be adopted and Chairman Shaw be authorized to execute:

RESOLUTION

WHEREAS, Washoe County has the legal responsibility pursuant to NRS 428 to provide health care and general assistance to indigent persons who reside in the County:

WHEREAS, the Board of County Commissioners has the authority under NRS 244.1505 to expend money for grants to private, nonprofit organizations for selected purposes that will provide a substantial benefit to the inhabitants of Washoe County;

WHEREAS, the need for food, shelter, housing and social services to the needy in Washoe County far exceed what State and local governments can provide and this need will continue to grow as the County's population grows; and

WHEREAS, the Catholic Community Services of Nevada (Haven of Hope) provides a variety of services to the chronically mentally ill homeless.

NOW THEREFORE, BE IT RESOLVED THAT the Board of County Commissioners of Washoe County, Nevada enters into a grant agreement in the amount of FORTY THOUSAND DOLLARS (\$40,000) for fiscal year 1995/96 with Catholic Community Services of Nevada (Haven of Hope) to carry out its mission.

95-642 INTERLOCAL AGREEMENT - STATE OF NEVADA DEPARTMENT OF HUMAN RESOURCES (DIVISION OF CHILD FAMILY SERVICES) CONTRACT BILLING - MCGEE CENTER - JUVENILE PROBATION

Upon recommendation of MaryAnn Wooley, Department of Juvenile Services, on motion by Commissioner Bond, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that an Interlocal Agreement between Washoe County Department of Juvenile Services and the State of Nevada Division of Child Family Services (DCFS), concerning contract billing through the McGee Center for Adolescent Programs be retroactively approved from July 1, 1994 through July 1, 1995 and Chairman Shaw be authorized to execute.

95-643 COMMUNITY SUPPORT FUND CONTRACTS - FISCAL YEAR 1995-96 HUMAN SERVICE COORDINATOR

County Manager John MacIntyre reviewed the community support funding process and answered questions of the Board regarding the various agencies and accountability issues and suggested that the Board may want to schedule presentations by the various Community Support agencies to help understand their individual operations and funding requests.

Upon recommendation of Michael McMahon, Human Service Coordinator, on motion by Commissioner Bond, seconded by Commissioner Mouliot, which motion duly carried, it was ordered that the following 17 Community Support Contracts for fiscal year 1995-96 be approved by Resolution and Chairman Shaw be authorized to execute:

AGENCY	PROGRAM	AMOUNT
CARE Chest	DME Supplies	\$ 6,000.00
Child Abuse Neglect Task Force	Respite Care	\$ 10,000.00
Crisis Call Center	I R Services	\$ 25,000.00
Food Bank of Northern Nevada	Food Distribution	\$ 73,000.00
Nevada Aids Foundation	Hand-in Hand	\$ 8,600.00
	TOP	\$ 5,000.00
Nevada Hispanic Services	Advoc. Service	\$ 20,000.00
The National Conference	Camp ANYTOWN	\$ 5,500.00
Northern Nevada Literacy Council	Adult Instruction	\$ 5,000.00
Truckee Meadows Fair Housing	Fair Housing	\$ 17,000.00
Truckee Meadows Community College	WIN	\$ 10,000.00
Volunteer Lawyers of Washoe County	Legal Council	\$ 6,500.00
Northern Nevada Black Cultural Society	Youth Program	\$ 22,417.00
Northern Area Substance Abuse Council	CPC/Detox	\$ 11,000.00
Northern Nevada Amputee Support	Amputee Assistance	\$ 6,500.00
Project ReStart	Case Management	\$ 10,000.00
Sierra Association of Foster Families	Youth Improvement	\$ 4,500.00
Community Services Agency	Admin. Reg. Rent	\$ 10,000.00
	TOTAL	\$247,017.00

95-644 ACCEPTANCE OF STATE GRANT--DRUGFIRE FIREARMS IDENTIFICATION SYSTEM - SHERIFF

Upon recommendation of Jerry McKnight, Finance Division, on motion by Commissioner Mouliot, seconded by Commissioner Sims, which motion duly carried, it was ordered that the submission of a cooperative application with the Las Vegas Metropolitan Police Department for a grant from the State of Nevada Office of Narcotics and Control Assistance in the amount of \$191,400 concerning a Drugfire Firearms Identification Program be retroactively approved; that State grant funds in the amount of \$143,550 and a donation from the Las Vegas Metropolitan Police Department in the amount of \$23,925 be accepted; that Chairman Shaw be authorized to execute the necessary grant documents; and that the following account transactions be authorized:

Donations	15267G-5801	\$ 23,925.00	Services Supplies	15267G-7398	\$ 24,575.00
Federal Grants	15267G-4301	\$143,550.00	Training	15267G-7383	\$ 4,000.00
			Capital Outlay	15267G-7822	\$138,900.00
		\$167,475.00			\$167,475.00

95-645 GRANT APPLICATION - YOUTH ALCOHOL COUNTERMEASURES GRANT - NO-BOOZE-2-KIDZ - SHERIFF

Sheriff Kirkland advised the Board that the Zero Tolerance Program is an educational program designed to educate retailers and wholesalers of liquor in an effort to stop the sale of alcohol to underage persons. Commissioner Bond requested that the program be re-entitled NO-BOOZE-TO YOUTH and Sheriff Kirkland stated that he would have no problem making this change.

Upon recommendation of Richard Kirkland, Sheriff, on motion by Commissioner Bond, seconded by Commissioner Mouliot, which motion duly carried, Chairman Shaw ordered that the Sheriff be authorized to submit an application for supplemental funds to the State of Nevada, Bureau of Alcohol and Drug Abuse Office for a NO-BOOZE-2-KIDZ(to be re titled NO-BOOZE TO YOUTH): A Zero Tolerance Program grant, be authorized.

It was noted that the project is designed to compliment the State of Nevada's Highway Safety Plan for Fiscal Year 1995 and the State's five-year Strategic Plan.

95-646 SPRUNG INMATE HOUSING STRUCTURE - DETENTION FACILITY

Upon recommendation of Richard Kirkland, Sheriff, on motion by Commissioner Bond, seconded by Commissioner Mouliot, which motion duly carried, Chairman Shaw ordered that a capital expenditure for the purchase of one "Sprung Structure" to be utilized as a temporary housing facility to relieve inmate overcrowding at the Detention Facility, be approved in the amount of \$149,995.

It was noted that this item will be purchased from the Public Works Capital Construction Account previously created by the Board to fund this project.

95-647 PURCHASE OF SPECIALIZED VEHICLE (TWO-WHEELED DRIVE VOLKSWAGEN POWERED OFF-ROAD CAR) - SHERIFF

Upon recommendation of Richard Kirkland, Sheriff, on motion by Commissioner Mouliot, seconded by Commissioner Bond, which motion duly carried, Chairman Shaw ordered that the purchase of an off-road two-wheeled drive Volkswagen powered vehicle to be used as necessary for travel over rough terrain in various areas in the County, for patrol purposes and search and rescue efforts, be approved.

95-648 TRAVEL EXPENSES - ASSESSMENT CENTER ASSESSORS - SHERIFF

Upon recommendation of Richard Kirkland, Sheriff, on motion by Commissioner Bond, seconded by Commissioner Mouliot, which motion

duly carried, Chairman Shaw ordered that travel expenses required to support the Volunteer Assessors assisting the Sheriff's Office with the Assessment Center, be approved.

95-649 JOINT AGENCY SHARING AGREEMENT - SHERIFF AND RENO POLICE DEPARTMENT - EXTRADITION SERVICES AND AIRCRAFT USAGE

Upon recommendation of Gregory Shannon, Deputy District Attorney, on motion by Commissioner Mouliot, seconded by Commissioner Bond, which motion duly carried, it was ordered that an Agreement between the Washoe County Sheriff's Office and the Reno Police Department, concerning joint use and operation of two fixed-wing aircraft owned by the Reno Police Department for the extradition of prisoners and the transportation of deputy sheriffs, be approved and Chairman Shaw be authorized to execute.

95-650 SHERIFF'S INMATE INDUSTRY - DINING AREA CULINARY TRAINING

Sheriff Kirkland requested that this item be continued explaining that he had been recently advised by the Building Grounds Division of the General Services Department that they had concerns relative to the proposed modification and expansion of the kitchen and dining area intended for preparation of a culinary training program for inmates. Sheriff Kirkland expressed his discontentment over this recent concern stating that Building Grounds had previously told him that the plans met with their approval, and for this reason, funds have already been expended to obtain blueprints and plans as well as the involvement of a restaurant construction specialist who quoted approximately \$125,000 to \$150,000 to complete the job. Sheriff Kirkland then stated that Building Grounds estimates the project to cost \$500,000 utilizing their own architects and employees.

Sheriff Kirkland stated that although \$500,000 would be prohibitive, that he would attempt to proceed with the project as it has a direct impact on the jail population and the ability to feed inmates which has been surpassed at this time.

Commissioner Sims recommended that staff update the Board on a frequent basis concerning a resolution to these problems stating that it is his belief that this is an emergency situation as it directly relates to properly handling the jail inmate population and has a financial impact as well.

95-651 DISCUSSION - JAIL POPULATION INCREASE OVERTIME REQUIREMENT

Sheriff Kirkland reviewed a handout distributed at yesterday's caucus and a staff report dated June 29, 1995 concerning the financial impact of jail overcrowding, overtime requirements, wages, inmate population, staffing, short-term and long-term solutions and answered questions of the Board. He advised that a short-term solution to the overcrowding problem is the construction of a portable housing unit which is safe and cost effective; that it will house between 60 and 80 inmates and should be completed within the next two weeks. He further proposed a program to implement overstrength hiring to offset attritional losses anticipated during the training process of deputies.

County Manager John MacIntyre suggesting revisiting the consolidated jail issue with the other entities to discuss current contracts and funding and Sheriff Kirkland concurred that a joint meeting should be pursued to obtain their input on a long-term resolution to these problems.

Commissioner Sims recommended that staff report back to the Board with a funding program for overtime and the construction of additional portable housing units; and that direction be given to the Regional Governing Board to direct the Citizens Task Force to discuss the issue of jail expansion costs and funding mechanisms between the three entities.

95-652 OFFER OF JUDGMENT OR SETTLEMENT - CASE NO. CV-N-92-344-HDM RISK MANAGEMENT FILE #SC-429

Upon recommendation of James Barnes, Deputy District Attorney, on motion by Commissioner Sims, seconded by Commissioner Mouliot, which motion duly carried, Chairman Shaw ordered that an Offer of Judgment or Settlement in Case No. CV-N-92-344-HDM (Risk Management File No. SC-429), be approved.

95-653 ABANDONMENT CASE NO. AB3-3-95 - GORDON COWEN (APN: 17-400-34)

7:00 p.m. This was the time set in a Notice of Public Hearing mailed by the Department of Development Review to abutting property owners on June 30, 1995 and published in the Reno-Gazette Journal on June 30, 1995 to consider the recommendation of the Washoe County Planning Commission to approve conditionally Abandonment Case No. AB3-3-95 requested by Gordan Cowan to abandon an access easement ranging in width from 51.59 to 25 feet following the west and south property line of a +8.80-acre parcel in a portion of Chance Lane and Ox-Yoke Lane created by Parcel Map No. 2002, designated General Rural in the South Valleys Area Plan and situated in a portion of Section 4, T17N, R20E, MDM, Washoe County, Nevada. Proof was made that due and legal notice had been given.

Sharon Kvas, Department of Development Review, discussed background information and answered questions of the Board concerning the abandonment request and reviewed a map outlining the easements proposed to be abandoned.

She then reviewed the following three options available to the Board:

1. Abandoning both Ox-Yoke and Chance Lane easements as requested. All affected property owners who have a beneficial interest in the easements, the Pikes and the Lugaskis, have agreed to both the Ox-Yoke and Chance Lane easement abandonment. The Cowans would have a site to utilize approximately one-acre of easement as pastureland. The Boegles' access would be unaffected.
2. Abandoning the Ox-Yoke portion of the easement. This provides a building site for the Cowen property that does not require fill and the abandoned easement would provide permanent additional pastureland. The Chance Lane portion of the easement could be agriculturally fenced and utilized as pasture, temporarily.
3. Deny the abandonment request. The Cowans could haul in fill to develop a building site. They may apply for a variance for setbacks on their three front yards, if necessary, with special circumstances findings available. They may temporarily fence the pastureland until developed.

Chairman Shaw opened the public hearing and called on those wishing to speak.

Gordan Cowan, applicant, reviewed a brief history of the easements stating that he would be agreeable to Option #2 if Option #1 was not available to him. He explained that Chance Lane is not beneficial to any of the property owners and would only be useful for future development which is not desired by either he or Maureen Pike, a resident of Chance Lane; and that the abandonment would provide him with one acre of land that could be utilized as pastureland and allow him to construct a barn.

John Rhodes, representing the Rhodes family, property owners in the area of the abandonment, stated that he was initially concerned with the proposed abandonment when presented to the Planning Commission as it appeared that a continuation of Ox-Yoke Lane running East to West would have effected his father's property by being surrounded on three sides by roads. He further explained that the Rhodes family has future plans for developing the property under the existing zoning; and that after clarifying that Ox-Yoke Lane does not run in an East-Westerly direction and speaking with the Lugaskis' who have indicated that they would be willing to consider a road alignment that would not effect the Rhodes property should they elect to develop their property; that the Rhodes family does not object to either road being abandoned at this time.

Maureen Pike, and Lillian Lugaski abutting property owners also spoke in favor of the abandonment.

There being no one else wishing to speak, the hearing was closed.

Following discussion, upon recommendation of the Washoe County Planning Commission, on motion by Commissioner Sims, seconded by Commissioner Mouliot, which motion duly carried, Chairman Shaw ordered that Abandonment Case No. AB3-3-95 requested by Gordon M. Cowan be approved subject to the following conditions:

1. Prior to recordation of the Resolution and Order of Abandonment, the applicant shall submit legal descriptions to the County Engineer for review and approval. The legal descriptions shall be prepared by a registered professional and shall be for the area of abandonment, the portion of the abandonment reverting to each abutting property owner, and any required replacement easements.
2. Retention of all public utility easements or relocation of all public utility easements to the satisfaction of and at no

expense to Washoe County or the existing public utilities which originally accepted and approved said easements as well as any other public utilities now in existence which currently utilize said easements. Said relocations shall be evidenced by the recordation of properly executed documents reflecting the grant of the new easements to said public utilities and the relinquishment by said public utilities of their former easements.

3. The applicant shall comply with all conditions necessary to effect the Resolution and Order of Abandonment within two years from the date of the action by the Board of County Commissioners or this conditional abandonment will be null and void.

4. The applicant shall provide a replacement easement over the Rhodes Road easement shown on Parcel Map 1471 for the remaining parcels of PM 2002.

5. The applicant shall provide a 48-foot radius turn-around easement at proposed terminus of Ox-Yoke lane and Chance Lane.

95-654 WASHOE COUNTY FISCAL YEAR 1996-2001 CAPITAL IMPROVEMENTS PROGRAM

7:00 p.m. This was the time set in a Notice of Public Hearing, published in the Reno-Gazette Journal on June 30, 1995 to consider approval of the Fiscal Year 1996-2001 Capital Improvements Program as being consistent with, and furthering in the implementation of, the Washoe County Comprehensive Plan.

Dean Diederich, Department of Comprehensive Planning, gave a brief presentation and review of the Fiscal Year 1996-2001 Capital Improvements Program and answered questions of the Board.

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

On motion by Commissioner Bond, seconded by Commissioner Mouliot, which motion duly carried, Chairman Shaw ordered that the Fiscal Year 1996-2001 Capital Improvements Program be accepted with the following findings recommended by staff:

1. The Fiscal Year 1996-2001 Capital Improvements Program is consistent with the Washoe County Comprehensive Plan Elements and Area Plans.
2. The Fiscal Year 1996-2001 Capital Improvement Program identifies necessary facilities and infrastructure in order to provide services to developing areas identified in the County Area Plans [NRS 278.160(c)].
3. The Fiscal Year 1996-2001 Capital Improvements Program is consistent with provisions of Nevada Revised Statutes Chapter 278 sections related to the preparation and review of capital improvement plans [NRS 278.0226] and impact fee programs [NRS 278B.170].
4. The Fiscal Year 1996-2001 Capital Improvements Program will help to promote the desired pattern for the orderly physical growth of the County and guides development of the County based on the projected population growth, with the least amount of natural resource impairment, and the efficient expenditure of funds for public services. The linkage between the Capital Improvements Program and the Washoe County Development code, Division Seven - Infrastructure Availability and Financing will further the implementation of the Washoe County Comprehensive Plan.
5. The Planning Commission gave reasoned consideration to information contained within the staff report and information received during the public hearing(s) conducted on this matter.
6. The Fiscal Year 1996-2001 Capital Improvements Program contains a list of preliminary Regional Water Management Agency Infrastructure projects which reflects the best available information at the time this CIP was prepared. This list of projects is advisory in nature and will be superseded when the Regional Water Board, the cities of Reno and Sparks, and the Regional Planning Governing Board take final action on either the Regional Water Supply and Quality Study, or the proposed Regional Water Management Plan, and any related CIP.
7. The Washoe County Commission gave reasoned consideration to information contained within the reports transmitted to the Washoe

County Planning Commission and the Washoe County Commission , and information received during the County Commission public hearing.

COMMISSIONERS COMMENTS

Commissioner Sims stated that he has been advised that the County and Cities are allegedly in violation of Goal 33 of the Regional Plan pertaining to the continuance of the regional planning process. He suggested that the Board schedule a workshop session as soon as possible for the purpose of discussing this matter; and that staff prepare a report regarding the responsibilities that the County has to Goal 33 to ascertain if they are in compliance with this provision.

There being no further business to come before the Board, the meeting adjourned at 8:30 p.m.

JAMES M. SHAW, CHAIRMAN
Washoe County Commission

ATTEST: JUDI BAILEY, COUNTY CLERK