

BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY

9:00 A.M.

JUNE 19, 2001

PRESENT:

Jim Shaw, Chairman

Pete Sferrazza, Vice Chairman (9:15 a.m.)

Joanne Bond, Commissioner

Jim Galloway, Commissioner

Ted Short, Commissioner

Amy Harvey, County Clerk

Beverly Walker, Deputy County Clerk (11:30 a.m.)

Katy Singlaub, County Manager

Madelyn Shipman, Legal Counsel

The Board met in regular session in the Commission Chambers of the Washoe County Administration Complex, 1001 East Ninth Street, Reno, Nevada. Following the Pledge of Allegiance to the flag of our Country, the Clerk called the roll and the Board conducted the following business:

01-608 AGENDA

In accordance with the Open Meeting Law, on motion by Commissioner Galloway, seconded by Commissioner Short, which motion duly carried, Chairman Shaw ordered that the agenda for the June 19, 2001, meeting be approved with the following amendments: **delete** Items 18A, consideration of purchase of 11.98± acres for the Jan Evans Juvenile Justice Facility, and 18B, consideration of purchase of excess coverage for Incline Village Maintenance Facility; and **correct** Item 6J to read water sale agreements #1-277 (instead of 377).

PUBLIC COMMENTS

Guy Felton, Reno citizen, expressed his concern regarding local law enforcement and the criminal justice system.

Sam Dehne, local resident, requested an item on a future agenda, either County Commission or Truckee Meadows Fire Protection District, to address the issue of the Air National Guard C-130 planes not being used to fight wildfires.

Gary Schmidt, Mt. Rose highway resident, invited everyone to the Mt. Rose Historical Society's meeting Friday, June 22, 2001, honoring Gloria Stein, long time owner of the Christmas Tree Restaurant.

MANAGER'S/COMMISSIONERS' COMMENTS

Commissioner Short suggested the Board discuss the TMWA water district and what can be done to strengthen the County's one-vote membership.

Commissioner Bond asked staff to provide information on the status of the redistricting effort.

Chairman Shaw asked legal counsel's advice if three or more Commissioners attend the event at the Reindeer Lodge. Madelyn Shipman, Assistant District Attorney, stated it is a social function and, if a quorum is present, Board members should not discuss business and should keep it strictly social.

MINUTES

On motion by Commissioner Galloway, seconded by Commissioner Short, which motion duly carried with Commissioner Bond abstaining due to being absent from the meetings, Chairman Shaw ordered that the minutes of the special meeting of May 21, 2001 and the regular meeting of May 22, 2001 be approved.

01-609 QUARTERLY REPORT – FISCAL YEAR 2000/2001 – THIRD QUARTER – MARCH 31, 2001 - COMPTROLLER

Upon recommendation of Kathy Garcia, Comptroller, on motion by Commissioner Galloway, seconded by Commissioner Bond, which motion duly carried, Chairman Shaw ordered that the Third Quarterly Financial Report for Fiscal Year 2000/2001, for the quarter ending March 31, 2001, be accepted.

01-610 GENERAL, HEALTH, AND PUBLIC WORKS CONSTRUCTION FUNDS FINANCIAL REPORT FOR THE TEN MONTHS ENDED APRIL 30, 2001 – COMPTROLLER

Upon recommendation of Kathy Garcia, Comptroller, on motion by Commissioner Galloway, seconded by Commissioner Bond, which motion duly carried, Chairman Shaw ordered that the General, Health and Public Works Construction Funds Financial Reports for the ten months ended April 30, 2001 (unaudited) be accepted.

01-611 ACCEPTANCE OF GRANTS – LIBRARY SERVICES AND TECHNOLOGY ACT (LSTA) GRANT AND STATE COLLECTION DEVELOPMENT GRANT – LIBRARY

Pursuant to discussion at Caucus, Katy Singlaub, County Manager, advised the LSTA Grant was written very specifically for the downtown Reno Library and the funds have been earmarked as such.

Upon recommendation of Nancy Cummings, Library Director, on motion by Commissioner Galloway, seconded by Commissioner Bond, which motion duly carried, Chairman Shaw ordered that a Library Services and Technology Act Grant, in the amount of \$45,925 to be used to purchase computers and related equipment for the Downtown Reno Library, and a State Collection Development Grant, in the amount of \$56,926 to be used to purchase Library materials, be accepted.

01-612 TRANSFER APPROPRIATION AUTHORITY – LAW LIBRARY AND LIBRARY – FINANCE

Upon recommendation of Brian Mirch, Finance Department, on motion by Commissioner Galloway, seconded by Commissioner Bond, which motion duly carried, Chairman Shaw ordered that the following transfer of appropriations within the Law Library and Library to increase travel appropriations for Fiscal Year 2000-2001 be approved:

Decrease Account	Amount	Increase Account	Amount
1231-7213 Books and Subscriptions	\$1,050	1231-7620 Travel	\$1,050
1301-7170 R&M Office Equipment	\$2,500	1301-7620 Travel	\$2,500
TOTAL	\$3,550	TOTAL	\$3,550

01-613 INTERFUND TRANSFER – DRUG DEFERRED ACCOUNT TO TOXICOLOGY FUND – INCREASE EXPENDITURE AUTHORITY – SHERIFF

Upon recommendation of Dennis Balaam, Sheriff, on motion by Commissioner Galloway, seconded by Commissioner Bond, which motion duly carried, Chairman Shaw ordered that an increase in budget expenditure authority of \$30,000 through an interfund transfer from the General Fund Drug Deferred Account to the Toxicology Fund Services and Supplies Account be approved and the Comptroller be directed to make the following adjustments and any necessary transfer, revenue and cash adjustments to the 2000/2001 budget. It was noted that any funds not utilized at the end of the fiscal year will be transferred back to Account 15220D.

Decrease	15220D-7219	\$30,000
	15220D-5773	\$30,000
Increase	63100-7240	\$30,000
	63100-5773	\$30,000

01-614 TRANSFER OF APPROPRIATIONS – WATER RESOURCES BUDGET

Commissioner Sferrazza asked if these appropriation transfers are consistent with the auditor’s recommendation. Later in the meeting, Gary Goelitz, Internal Auditor, advised they are.

Upon recommendation of Jeff Tissier, Accounting Manager, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Sferrazza, seconded by Commissioner Bond, which motion duly carried, Chairman Shaw ordered that the following transfer of appropriations within the Water Resources Department budget to separate rate-related revenues and expenses from fee-based revenue and expenses be approved and the Comptroller be directed to make the adjustments:

Description	Decrease	Increase
66673-6710 Inspection Fees		\$ 400,991.00
66678-6718 Development Code Fees		72,000.00
66417-6710 Inspection Fees Water	\$ 175,311.00	
66498-6710 Inspection Fees Sewer	225,680.00	
66678-6718 Development Code Fees	72,000.00	
66721-6705 Water Hookup Fees		577,850.00
66711-6705 Water Hookup Fees	577,850.00	
66722-6706 Sewer Hookup Fees		3,500,000.00
66712-6706 Sewer Hookup Fees	3,500,000.00	
66721-670653 Developer Contributions		1,750,000.00
66722-670653 Developer Contributions		1,750,000.00
66711-670653 Developer Contributions	1,750,000.00	
66712-670653 Developer Contributions	1,750,000.00	
66138-6401 Other Revenue		140,000.00
66138-5152 Reimbursement Reno	70,000.00	
66138-5153 Reimbursement Sparks	70,000.00	
TOTAL	\$8,190,841.00	\$8,190,841.00

01-615 PURCHASE OF AIRCRAFT LIABILITY AND HULL INSURANCE – RISK MANAGEMENT

Upon recommendation of Ray Sibley, Risk Manager, through Katy Singlaub, County Manager, on motion by Commissioner Galloway, seconded by Commissioner Bond, which motion duly carried, Chairman Shaw ordered that the Risk Manager be authorized to renew Aircraft Liability Insurance necessary to protect Washoe County and its assets and to execute such contracts necessary to implement the insurance pro-

gram. It was noted that the premium amount for this program of \$35,150 is budgeted within the Sheriff's Department Fund.

**01-616 MODIFICATION OF JOB SPECIFICATION – SUPERVISING
LAND SURVEYOR – PUBLIC WORKS**

Upon recommendation of Jack Holmes, PLS, County Surveyor, through Dave Roundtree, Public Works Director, on motion by Commissioner Galloway, seconded by Commissioner Bond, which motion duly carried, Chairman Shaw ordered that the job specification for Supervising Land Surveyor be modified to allow the position to serve as Deputy County Surveyor pursuant to NRS 255.070.

**01-617 SUBSTITUTE TRUCKEE MEADOWS WATER AUTHORITY FOR
SIERRA PACIFIC POWER COMPANY – WATER SALE
AGREEMENTS #1-277**

Upon recommendation of John Sherman, Finance Director, on motion by Commissioner Galloway, seconded by Commissioner Bond, which motion duly carried, it was ordered that the substitution of Truckee Meadows Water Authority for Sierra Pacific Power Company in Sierra Pacific Power Company's/Washoe County's water sale agreements #1-277 from 1985 to the present be acknowledged and consent to the substitution be granted. It was further ordered that Chairman Shaw be authorized to execute the Consent form.

**01-618 QUITCLAIM DEED – PORTION OF BEOWAWIE ROAD,
CRYSTAL BAY – BAUER FAMILY TRUST – PUBLIC WORKS**

Upon recommendation of James Gale, Senior Property Agent, through Dave Roundtree, Public Works Director, on motion by Commissioner Galloway, seconded by Commissioner Bond, which motion duly carried, it was ordered that the Quitclaim Deed from the Bauer Family Trust for a portion of Beowawie Road in Crystal Bay be accepted and Chairman Shaw be authorized to execute.

**01-619 GRANT OF EASEMENT – SPANISH SPRINGS ASSOCIATES
LIMITED PARTNERSHIP – PUBLIC WORKS**

Upon recommendation of James Gale, Senior Property Agent, through Dave Roundtree, Public Works Director, on motion by Commissioner Galloway, seconded by Commissioner Bond, which motion duly carried, it was ordered that the Grant of Easement from Spanish Springs Associates Limited Partnership, concerning the box culvert under the Pyramid Lake Highway, be accepted and Chairman Shaw be authorized to execute.

**01-620 GRANT OF PUBLIC UTILITY EASEMENT – NORTH VALLEYS
MAINTENANCE BUILDING – PUBLIC WORKS**

Upon recommendation of Anthony McMillen, Engineer, through Rodney Savini, Capital Projects Division Manager, on motion by Commissioner Galloway, seconded by Commissioner Bond, which motion duly carried, it was ordered that the Public Utility Easement (Right of Entry) to Sierra Pacific Power Company for installation of utility facilities at the North Valleys Maintenance Building, be approved and Chairman Shaw be authorized to execute.

**01-621 AWARD OF BID – BACKFLOW PREVENTION RETROFITS AT
DOWNTOWN LIBRARY AND WASHOE GOLF COURSE - BID
NO. ITB-2295-01 - PURCHASING DEPARTMENT**

This was the time to consider award of bid, Notice to Bidders for receipt of sealed bids having been published in the Reno Gazette-Journal on May 23, 2001, for Backflow Prevention Retrofits for the Downtown Reno Branch Library and Washoe Golf Course, on behalf of the Facility Management Division of the General Services Department. Proof was made that due and legal Notice had been given.

Bids, copies of which were placed on file with the Clerk, were received from the following vendors:

Harding Mechanical
Savage & Son, Inc,
Paschall Plus

Upon recommendation of John Balentine, Purchasing and Contracts Administrator, on motion by Commissioner Galloway, seconded by Commissioner Bond, which motion duly carried, Chairman Shaw ordered that Bid No. ITB-2295-01 for Backflow Prevention Retrofits for the Downtown Reno Branch Library and Washoe Golf Course, on behalf of the Facility Management Division of the General Services Department be awarded to Harding Mechanical for the Downtown Reno Branch Library in the net amount of \$28,400, and to Savage & Son, Inc., for the Washoe Golf Course in the net amount of \$12,807, for a total bid award of \$41,207.00. It was further ordered that the Purchasing and Contracts Administrator be authorized to execute agreements with Harding Mechanical and Savage & Son, Inc., to perform the work.

01-622 WATER RIGHTS DEED – ALAN GLEN

Upon recommendation of John Collins, Manager, Utility Services Manager, through Ed Schmidt, Water Resources Director, on motion by Commissioner Galloway, seconded by Commissioner Bond, which motion duly carried, it was ordered that the following actions be taken regarding Alan Glen's parcel map:

1. The Water Rights Deed for 6.06 acre-feet of ground water rights from a portion of Permit 49067 between Alan Glen, as Grantor, and Washoe County, as Grantee, be approved and Chairman Shaw be authorized to execute;
2. The Utility Services Division Manager be directed to record the Water Rights Deed with the County Recorder.

**01-623 WATER RIGHTS DEED – SIERRA PACIFIC POWER COMPANY
– PEBBLE CREEK, LLC**

Upon recommendation of John Collins, Manager, Utility Services Manager, through Ed Schmidt, Water Resources Director, on motion by Commissioner Galloway, seconded by Commissioner Bond, which motion duly carried, it was ordered that the following actions be taken regarding Pebble Creek, Unit 1:

1. Two Water Rights Deeds between Sierra Pacific Power Company, as Grantor, and Washoe County, as Grantee, for a total of 41.43 acre-feet from the following claims be approved and Chairman Shaw be authorized to execute the deeds:
 - 10.22 acre-feet from a portion of Permit 63887, formerly Claim 083
 - 1.28 acre-feet from Claims 128/129, further changed by Application 67464
 - 0.76 acre-feet from Claims 251/455, further changed by Application 67459
 - 14.04 acre-feet from Claim 133, further changed by Application 67466
 - 0.14 acre-feet from Claim 161, further changed by Application 67460
 - 4.60 acre-feet from Claim 244, further changed by Application 67459
 - 1.96 acre-feet from Claim 287, further changed by Application 67461
 - 0.59 acre-feet from Claim 369, further changed by Application 67463
 - 1.88 acre-feet from Claim 387, further changed by Application 67461
 - 3.52 acre-feet from Claim 505, further changed by Application 67462
 - 2.44 acre-feet from Claim 586, further changed by Application 67465
2. The Utility Services Division Manager be directed to record the Water Rights Deeds with the County Recorder.

**01-624 AGREEMENT – OTIS BAY L.L.C. – DOWNSTREAM FLOOD
EFFECTS - WATER RESOURCES DEPARTMENT**

Upon recommendation of Jeanne Ruefer, Water Resources Planning Manager, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Galloway, seconded by Commissioner Bond, which motion duly carried, it was ordered that a Professional Consulting Services agreement between the County of Washoe and Otis Bay, L.C.C., Riverine Consultants, concerning assessment of downstream flood effects, in the not to exceed amount of \$62,000, be approved and Chairman Shaw be authorized to execute on behalf of Washoe County.

01-625 **FIRST ADDENDUM TO LEASE AGREEMENT – TRUCKEE
RIVER OFFICE TOWER, LLC - GENERAL SERVICES
DEPARTMENT**

Upon recommendation of Tom Gadd, General Services Director, on motion by Commissioner Galloway, seconded by Commissioner Bond, which motion duly carried, it was ordered that the First Addendum to Lease between the County of Washoe (Lessee) and Truckee River Office Tower, LLC, (Lessor) concerning extending the lease term for office space to operate the Sheriff's Alternative Work Program at 300 East Second Street for an additional 36-month period (July 1, 2001 through June 30, 2004), and for such other terms and conditions as provided therein, be approved and Chairman Shaw be authorized to execute on behalf of Washoe County. It was noted that no funding transfers are required, and funds are currently budgeted in General Services to satisfy the lease costs.

01-626 **AMENDMENT NO. 4 TO AGREEMENT – STATE OF NEVADA –
DEPARTMENT OF HUMAN RESOURCES WELFARE DIVISION
– TITLE IV-D SERVICES – DISTRICT ATTORNEY**

Upon recommendation of Madelyn Shipman, Assistant District Attorney, on motion by Commissioner Galloway, seconded by Commissioner Bond, which motion duly carried, it was ordered that Amendment #4 to the Cooperative Agreement between the County of Washoe (District Attorney's Office) and State of Nevada (Department of Human Resources Welfare Division), concerning IV-D Services be approved and Chairman Shaw be authorized to execute on behalf of Washoe County.

01-627 **GRANT AGREEMENT AND RESOLUTION – PROJECT
RESTART, INC. – PAYEE REPRESENTATIVE PROGRAM -
SOCIAL SERVICES**

Commissioner Galloway stated there is a program in which Social Security benefits are being used in Project ReStart and asked if there is an audit available tracing the funds coming in and going out. Ken Retterath, Director of Adult Services, reported he has a copy of an independent audit from an accounting firm and a report from Social Security on their audit of Project ReStart for the last fiscal year.

Upon recommendation of Mike Capello, Director, Social Services Department, on motion by Commissioner Galloway, seconded by Commissioner Short, which motion duly carried, it was ordered that the Grant Agreement between the County of Washoe and Project ReStart, Inc., concerning the Payee Representative Program in the amount of \$50,000 for the period July 1, 2001 through June 30, 2002, be approved subject to the Finance Division reviewing the above referenced audit reports, and that Chairman Shaw be authorized to execute on behalf of Washoe County.

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

RESOLUTION

1. **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;
2. **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;
3. **WHEREAS**, Project ReStart is a non-profit charitable organization within the meaning of NRS 372.3261; and
4. **WHEREAS**, Project ReStart provides a program to provide representative payee services to the chronic mentally and/or physically ill population in order to ensure that these individuals use any available income for shelter, food, medical/psychiatric, and social service needs; and
5. **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;

NOW THEREFORE, BE IT RESOLVED THAT the Board of County Commissioners of Washoe County, Nevada approves this resolution and enters into a grant agreement in the amount of FIFTY THOUSAND DOLLARS (\$50,000) for fiscal year 2001/2002 with Project ReStart to carry out its mission.

**01-628 AGREEMENT – HARTFORD LIFE INSURANCE COMPANY –
DEFERRED COMPENSATION PROGRAM – HUMAN
RESOURCES DEPARTMENT**

In response to Commissioner Sferrazza, Katy Singlaub, County Manager, advised all of the fees, including transfer fees, have been waived.

Upon recommendation of Joanne Ray, Human Resources Director, on motion by Commissioner Sferrazza, seconded by Commissioner Bond, which motion duly carried, it was ordered that the Updated Group Annuity Contract and Amendment to Administrative Services Agreement between the County of Washoe and Hartford Life Insurance Company, concerning Washoe County's Deferred Compensation Program, be approved and Chairman Shaw be authorized to execute on behalf of Washoe County.

INTRODUCTION OF NEW WASHOE COUNTY EMPLOYEES

Approximately 25 new employees introduced themselves to the Board. Chairman Shaw welcomed them to Washoe County on behalf of the Board.

01-629 RESOLUTION AND INTERLOCAL AGREEMENT – RENO- SPARKS CONVENTION & VISITORS AUTHORITY – ACQUISITION OF 150 EAST PECKHAM LANE PROPERTY

Commissioner Sferrazza asked if the property owner, or his counsel, had been notified of this proceeding. Lynn Thompson, Executive Vice President of the Reno-Sparks Convention and Visitor's Authority (RSCVA), stated that he personally notified the property owner's representative.

Sam Dehne and Gary Schmidt, area residents, registered their disapproval of the Board taking this item out of order. Mr. Dehne also stated his objection to the government stealing land away from citizens.

Commissioner Sferrazza responded that the property owner actually came to the RSCVA wanting to sell the property.

Commissioner Galloway reconfirmed with Mr. Thompson that the property owner was notified of the meetings. Mr. Thompson further advised that the property owner was present at the RSCVA meeting. Commissioner Galloway then cited the United States Constitution wherein it states that private property can not be taken for public use **without just compensation**, and pointed out that under eminent domain, the compensation is often greater than it would be in a private sale because the property owner is entitled to various other benefits such as relocation assistance, etc.

On motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, it was ordered that the following Resolution, concurring with the Reno-Sparks Convention and Visitors Authority to acquire, by the exercise of the power of eminent domain, certain real property located at the southeast corner of Peckham Lane and Virginia Street (150 East Peckham Lane); deeming the acquisition of such real property necessary for the purposes of the Reno-Sparks Convention and Visitors Authority under NRS 244A.597 to 244A.655, inclusive; and providing other matters properly relating thereto be adopted and Chairman Shaw be authorized to execute. It was further ordered that the Interlocal Agreement between the County of Washoe and the Reno-Sparks Convention and Visitors Authority to acquire certain real property located at the southeast corner of Peckham Lane and Virginia Street (150 East Peckham Lane) and permitting the Reno-Sparks Convention and Visitors Authority to carry out the condemnation, employ attorneys on the Reno-Sparks Convention and Visitors Authority's behalf, and for the Reno-Sparks Convention and Visitors Authority to pay all costs and damages associated with the condemnation, be approved and Chairman Shaw be authorized to execute on behalf of Washoe County.

RESOLUTION NO. 01-629

A RESOLUTION CONCURRING WITH THE RENO-SPARKS CONVENTION AND VISITORS AUTHORITY TO ACQUIRE BY THE EXERCISE OF THE POWER OF EMINENT DOMAIN CERTAIN REAL PROPERTY LOCATED AT THE SOUTHEAST CORNER OF PECKHAM LANE AND VIRGINIA STREET; DEEMING THE ACQUISITION OF SUCH REAL PROPERTY NECESSARY FOR THE PURPOSES OF THE RENO-SPARKS CONVENTION AND VISITORS AUTHORITY UNDER NRS 244A.597 TO 244A.655, INCLUSIVE; AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.

WHEREAS, the Board of Directors of the Reno-Sparks Convention & Visitors Authority (respectively, the "Authority Board" and the "Authority") of Washoe County, Nevada (the "County") is authorized pursuant to NRS 244A.619 to acquire real property upon behalf of the County; and

WHEREAS, the Authority proposed (subject to the approval of the Board of County Commissioners of the County (the "County Board") pursuant to NRS 244A.627), to acquire certain real property located at the southeast corner of the intersection of Peckham Lane and South Virginia Street, within the County currently designated as Assessor Parcel Numbers 25-011-12 and 13 (the "Property") as stated in Resolution No. 526 of the Authority Board; and

WHEREAS, the Authority desires to acquire the Property as soon as possible; and

WHEREAS, NRS 244A.619(4) provides that in order to acquire the Property by the exercise of the power of eminent domain, the Authority must direct the County Board, with the concurrence of the County Board, to acquire the Property by the exercise of such power; and

WHEREAS, the Authority has directed the County Board to acquire the Property by the exercise of eminent domain.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF WASHOE COUNTY, NEVADA:

Section 1. All actions, proceedings, matters and things heretofore taken, had and done by the Authority and the County, and the officers thereof (not incon-

sistent with the provisions of this resolution) directed toward the acquisition of the Property, be and the same hereby are, ratified, approved and confirmed.

Section 2. The County Board hereby concurs with the direction of the Authority Board to acquire by the exercise of the power of eminent domain the Property and hereby determines and deems the Property necessary for the Authority's purposes under NRS 244A.597 to 244A.655, inclusive.

Section 3. The interlocal agreement setting forth the rights, obligations and responsibilities, financial and otherwise, of the County and the Authority relative to eminent domain proceedings concerning the Property attached as Exhibit I hereto (the "Interlocal Agreement") is hereby approved and adopted.

Section 4. The County Manager is authorized to execute the Agreement in substantially the form attached as Exhibit I hereto, with such changes and modifications as deemed necessary by the County Manager or which in the discretion of the County Manager may be reasonably required by the Authority Board, and the Agreement shall be effective upon approval by the Authority Board.

Section 5. The officers of the County are authorized and directed to take all action necessary or appropriate to effectuate the provisions of this resolution.

Section 6. All resolutions, or parts thereof, in conflict with the provisions of this resolution, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution, or part thereof, heretofore repealed.

Section 7. If any section, paragraph, clause or other provision of this resolution 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 resolution.

Section 8. This resolution shall become effective and be in force immediately upon its adoption.

01-630 **APPEARANCE: KATHERINE COLE, PRESIDENT, MARKETEC, INC.**

Katherine Cole, President, MarkeTec, Inc., presented the results of the 2001 Biannual Citizen Satisfaction Survey displaying charts, graphs, etc., on the overhead, as well as the comparison of the 2001 results with those of prior years. Ms. Cole also responded to questions from Board members.

Sam Dehne, area resident, expressed concern about residents using the local news media to form their opinions about local government.

Upon recommendation of Kathy Carter, Community Relations Director, on motion by Commissioner Short, seconded by Commissioner Bond, which motion duly carried, Chairman Shaw ordered that receipt of the 2001 Biannual Citizen Satisfaction Survey be acknowledged.

01-631 APPEARANCE: ANNE CORY, UNITED WAY PRESIDENT AND REPRESENTATIVE OF RENO AREA ALLIANCE FOR THE HOMELESS

Anne Cory, President, United Way of Northern Nevada, and representing the Reno Area Alliance for the Homeless (RAAH) presented an update on the current status of services and needs for the homeless, as well as the Mission Statement for RAAH, and requested the Commission endorse same. She stated there has been an increase in the need for emergency shelter services, and the category of those needing shelter appears to be shifting toward women and children. RAAH does want to move the current facility from Morrill Street to a more permanent location and expand services to include women and families and add ancillary services to the site that would help people get back on their own feet. Ms. Cory then responded to Board members' questions.

Commissioner Sferrazza pointed out that the Morrill Street site and all of the proposed future locations are in his District, and he has never been contacted by this group for his input. He further stated he resents the fact that every proposed location is in his District and sites in more affluent areas of the community are never considered. In order to really work cooperatively on this, the elected representatives from the City and the County have to be included, as well as the citizens who live in the proposed neighborhoods. Commissioner Sferrazza cited the recent program started at Second and Locust Streets without having any discussions with the local community. He stated he will support the Morrill location with the understanding that they will have a permanent site by the end of this year. He further stated he does not support the site at Second and Locust.

Following further discussion, on motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the following mission statement of RAAH be endorsed:

To work cooperatively to provide a community based continuum of services to empower men, women and families to become productive members of society. This mission represents a long-term commitment to address homelessness in an individualized and humane manner.

**01-632 ACCEPT SUBGRANT AWARD – AMENDMENT TO
INTERLOCAL AGREEMENT – STATE DIVISION OF CHILD
AND FAMILY SERVICES – CHILD ABUSE AND NEGLECT
PREVENTION PLAN**

Upon recommendation of Gabrielle Enfield, Grants Administrator, on motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, it was ordered that the Subgrant Award Amendment to the Interlocal Agreement with the State Division of Child and Family Services, concerning extending the term of the Statewide Child Abuse and Neglect Prevention Plan award from April 30, 2001 to July 31, 2001 be accepted and Chairman Shaw be authorized to execute. It was noted that extending the term of the award will allow the County to expend the remaining \$15,849.53 of the grant award.

**01-633 AMENDMENT TO AGREEMENT – SHERRI RICE – CHILD
ABUSE AND NEGLECT PREVENTION PLAN**

Upon recommendation of Gabrielle Enfield, Grants Administrator, on motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, it was ordered that an Amendment to Agreement for the Statewide Child Abuse and Neglect Prevention Plan between the County of Washoe and Sherri Rice, concerning extending the term of the agreement from March 31, 2001 to July 31, 2001 and to increase compensation from \$30,000 to \$35,000 be approved and Chairman Shaw be authorized to execute.

**01-634 COMMUNITY SUPPORT CONTRACT – RENO-SPARKS GOSPEL
MISSION – EMERGENCY HOMELESS SHELTER –
RESOLUTION**

Commissioner Sferrazza stated he would only support the proposed action with the understanding that by next year there will be a permanent location for the homeless shelter. He further stated he has received many complaints from the Fourth Street Corridor Association concerning the Morrill facility. Commissioner Sferrazza moved to adopt the resolution and grant the funding with the express condition that the City of Reno, or whoever is responsible, come back to the Board of County Commissioners with a permanent location for a homeless shelter prior to expiration of this contract.

Madelyn Shipman, Assistant District Attorney, stated the resolution and grant is between the County and the Reno-Sparks Gospel Mission, who has no control over the City of Reno. She further stated if so desired, the Commission can provide direction to staff.

Commissioner Sferrazza stated he would change his motion that the funding is just for this year and if a new site is not located before the end of the year, the

County Commission will not continue to grant money. Following discussion, the motion died for lack of a second.

Commissioner Galloway suggested that the County request that every effort be made to find a permanent location for the homeless shelter.

In response to Commissioner Short, Katy Singlaub, County Manager, advised that the \$120,000 provided annually by the County comes from the General Fund; that Sparks does not contribute; and that what the City of Reno provides in operating support comes from federal and state (CDBG) funding.

Upon recommendation of Gabrielle Enfield, Grants Administrator, on motion by Commissioner Galloway, seconded by Commissioner Bond, which motion duly carried, it was ordered that the Community Support (Grant Program) Contract, in the amount of \$120,000 between the County of Washoe and the Reno-Sparks Gospel Mission for fiscal year 2001-2002, concerning providing support for operation of the emergency homeless shelter in Reno be approved, with the request of the Washoe County Commission that every effort be made to find a permanent location for the homeless shelter within the next year. It was further ordered that the following Resolution authorizing the Grant of Public Money to a Private Nonprofit Organization be adopted and Chairman Shaw be authorized to execute:

RESOLUTION - Authorizing the Grant of Public Money to a Private Nonprofit Organization

WHEREAS, NRS 244.1505 provides that a board of county commissioners may expend money for any purpose which will provide a substantial benefit to the inhabitants of the county and that a board may make a grant of money to a private organization, not for profit, to be expended for a selected purpose; and

WHEREAS, the Board of Commissioners of Washoe County has determined that a certain amount of money is available for fiscal year 2001-2002 for community support grants, which grants will provide a substantial benefit to the inhabitants of Washoe County and which are made to private nonprofit organizations; now, therefore, be it

RESOLVED, by the Board of Commissioners of Washoe County that:

1. The Board hereby grants to the Reno-Sparks Gospel Mission, Inc., a private, nonprofit organization, a grant for fiscal year 2001-2002 in the amount of \$120,000 (Community Support).
2. The purpose of the grant, the maximum amount to be expended from the grant and the conditions and limitations upon the grant are set forth in the Grant Program Contract, which Contract is attached

hereto (placed on file with the Clerk) and incorporated herein by reference.

**01-635 COMMUNITY DEVELOPMENT BLOCK GRANT – REVOLVING
LOAN FUND RESOLUTION AND AGREEMENT – NATIVE
PLANT**

Katy Singlaub, County Manager, explained the requested action is sponsorship of an application to the Nevada Revolving Loan Fund by Native Plant for Community Development Block Grant (CDBG) funds and have typically been used for economic development tools for small enterprises. Gabrielle Enfield, Grants Administrator, advised that Native Plant is a small landscaping company.

Commissioner Bond asked what makes Native Plant eligible for this funding. Ms. Enfield stated they are a rural enterprise that provides jobs in the rural area and the County serves as the “pass-through” agency. Native Plant is located in Washoe Valley and employs six people.

Commissioner Galloway stated that every year a certain amount of these funds are available to people and it basically amounts to a low interest loan. He asked if there was any competition for the loan. Ms. Enfield reported that Native Plant is the only applicant.

Commissioner Sferrazza asked several questions concerning the loan interest rate, the criteria for qualifying for the loan, what happens to the money if this is not approved, etc. Ms. Singlaub suggested continuing this item so staff can provide more information. Commissioner Galloway stated he would like to know the total amount available and whether there is a time limit, or expiration date, when funds are no longer available. Commissioner Sferrazza requested more specifics about this particular company.

Madelyn Shipman, Assistant District Attorney, reminded the Board that at their meeting on April 10, 2001, they voted to sponsor this loan application and this is the follow-up item for execution of the documents. She advised that if the matter is going to be continued, it should be brought back simultaneously with a motion for reconsideration of the action taken in April, which would also require a motion to suspend the rules, since this was agreed to in April.

On motion by Commissioner Bond, seconded by Commissioner Sferrazza, which motion duly carried, Chairman Shaw ordered that consideration of the resolution and agreement concerning sponsorship of Native Plant’s application to the Nevada Revolving Loan Fund for CDBG funds be continued and staff be directed to provide the requested additional information.

01-636

**AWARD OF BID – NORTH VALLEY MAINTENANCE BUILDING
– PWP-WA-2001-469 – PUBLIC WORKS**

This was the time to consider award of bid, Notice to Contractors having been published in the Reno Gazette-Journal on May 9, 11, and 16, 2001, for the North Valley Maintenance Facility on behalf of the Public Works Department. Proof was made that due and legal Notice had been given.

The following bids were received:

CONTRACTOR	BASE BID	ADD ALTER-NATE "A"	ADD ALTER-NATE "B"
Bison Construction	\$481,700.00	\$29,400.00	\$34,900.00
Central Sierra Const.	445,000.00	31,000.00	28,000.00
Christman Construction	540,700.00	37,850.00	35,400.00
Frank Evans Construction	443,500.00	32,100.00	37,100.00
Greth Construction	497,000.00	28,000.00	32,000.00
Northern Sierra Construction	468,804.00	27,523.00	26,356.00
Shaw Construction	455,000.00	29,000.00	25,000.00
Sierra Builders	448,940.00	21,200.00	24,400.00

Dave Roundtree, Public Works Director, noted that the dollar amount shown on the agenda is in error; and the correct amount of the recommended award is \$470,140.00.

Upon recommendation of Anthony McMillen, Engineer, through Rodney Savini, Capital Projects Division Manager, on motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, it was ordered that the contract for the North Valley Maintenance Facility, Washoe County, Nevada, PWP-WA-2001-469, Base Bid plus Alternate "A" (above-ground fuel storage system), be awarded to the low, responsive, responsible bidder, Sierra Builders, in the amount of \$470,140.00. It was further ordered that Chairman Shaw be authorized to execute the contract documents upon presentation.

01-637

**CABLE TV RATE INCREASE – AT&T BROADBAND AND
INTERNET SERVICES – PURCHASING**

Upon recommendation of John Balentine, Purchasing and Contracts Administrator, on motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried with Commissioner Sferrazza voting "no," Chairman Shaw ordered that the Board receive the rate filings and authorize the Purchasing and Contracts Administrator to file same as submitted by AT&T Broadband and Internet Services for Washoe County, including the North Shore of Lake Tahoe (Incline Village and Crystal Bay), as submitted in their FCC forms 1205 and 1240 for the period July 1, 2001 through June 30, 2002.

Commissioner Sferrazza expressed his opposition to rate increases.

**01-638 RESOLUTION – PROPOSED CABLE TV SYSTEM FRANCHISE
TRANSFER – OHIO CABLEVISION NETWORK, INC. TO
FALCON CABLE SYSTEMS COMPANY II, L.P. – PURCHASING**

Commissioner Galloway asked if any other authority approves ownership transfers of cable television systems. John Balentine, Purchasing and Contracts Administrator, responded that these transfers must be approved by the Federal Communications Commission (FCC).

Commissioner Sferrazza stated every time the cable television is transferred, the rates go up; and he is not in favor of that.

Marsha Berkbigler, AT&T Broadband, stated the rates go up generally once a year and this transfer does not have a direct impact on the rates. Commissioner Sferrazza asked if the new company is paying more for the system than AT&T paid for it. Ms. Berkbigler stated she does not have that information as it is not usually public knowledge to the staff. Commissioner Sferrazza stated he wanted that to be public knowledge before he votes on this.

Joe Camicha, Vice President of Charter Communications, Inc., responded to Commissioner Galloway advising that cable television companies are allowed to adjust rates either quarterly or annually and Charter has elected to adjust annually, but system transfers are not included in rate adjustments. He further listed several system upgrades Charter is planning.

Commissioner Sferrazza asked why the charge for basic service goes up when there have been no improvements in basic cable. Mr. Camicha stated basic is adjusted every year based on FCC filings.

Upon recommendation of John Balentine, Purchasing and Contracts Administrator, on motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried with Commissioner Sferrazza voting “no,” it was ordered that the following resolution be approved and Chairman Shaw be authorized to execute:

RESOLUTION BY THE BOARD OF COMMISSIONERS FOR THE COUNTY OF WASHOE, NEVADA, APPROVING PROPOSED CABLE TV SYSTEM FRANCHISE TRANSFER FROM OHIO CABLEVISION NETWORK, INC. AND TCI CABLEVISION OF NEVADA INC. TO FALCON CABLE SYSTEMS COMPANY II, L.P., A WHOLLY OWNED SUBSIDIARY OF CHARTER COMMUNICATIONS

WHEREAS, Washoe County, Nevada, has authorized a non-exclusive cable television franchise currently held by Ohio Cablevision, locally known as AT&T Broadband Service and due to expire February 11, 2005, and

WHEREAS, Washoe County, Nevada has authorized two non-exclusive cable television franchises currently held by TCI Cablevision of Nevada, Inc., locally known as AT&T Broadband Service and due to expire March 21, 2003, and

WHEREAS, Ohio Cablevision, Inc. and TCI Cablevision of Nevada, Inc. ("AT&T Broadband" or "Transferor") and Falcon Cable Systems Company II, L.P., ("Charter" or "Transferee") have entered into an agreement which will result in the acquisition of these Washoe County cable systems and others throughout the country by Charter through an Asset Purchase Agreement the "Proposed Transaction"; and

WHEREAS, AT&T Broadband as Transferor and Charter as Transferee, jointly filed a Federal Communications Commission Form 394 (the "Application") with Washoe County on or about March 1, 2001, which filing more fully describes the Proposed Transaction, and which form contains certain promises, representations and warranties by the Transferor and Transferee; and

WHEREAS, Washoe County is willing to approve the Application, but only if the conditions set forth below are satisfied; and in reliance on the promises, representations and warranties made by Transferor and Transferee in the F.C.C. Form 394, and supporting documents.

NOW THEREFORE, THE BOARD OF COMMISSIONERS OF THE COUNTY OF WASHOE, NEVADA, DOES RESOLVE AS FOLLOWS:

Subject to the following provisions of this Resolution, the Application is approved:

Section 1. The Proposed Transaction must be completed within three (3) months of the adoption of this Resolution

Section 2. Transferor and Transferee must comply with all promises representations and warranties made in the F.C.C. Form 394, each of which shall be enforceable by Washoe County against them.

Section 3. Transferee has specifically agreed in the Application to "assume all current obligations of the existing Franchise and (will) continue to provide the level of service for therein."

Section 4. This Resolution is specifically made without a finding or representation that the Transferor is in compliance with all the terms and conditions of its franchise.

Section 5. By its consent to the Proposed Transaction, Washoe County waives none of its rights or prospective rights with respect to Transferor's compliance with the terms, conditions, requirements and obligations set forth in the Franchises and Washoe County Code.

Section 6. This Resolution is specifically adopted without a finding by Washoe County that the Transferee is financially, technically, or legally qualified to hold the franchise. Without limiting the foregoing, this Resolution approving the Application specifically is not a finding or representation by the County that (a) that the Franchises will be renewed or extended (and this approval shall not create an obligation to renew or extend the franchise); (b) that the County will find that Charter is financially, technically, or legally qualified to hold a renewed franchise; or (c) that any other renewal issue that may arise with respect to past performance or future, cable-related needs and interests will be resolved in a manner favorable to the Franchisee. For example, Washoe County is not finding or representing that the amount of money that Charter proposes to devote to the franchise area, or their plans for the franchise are reasonable to meet the community's future, cable-related needs and interests.

Section 7. In consideration for Washoe County's agreement to adopt this Resolution consenting to the Proposed Transaction prior to making the findings referred to in Sections 4 and 6 of this Resolution, this Resolution is adopted with the County's express reservation of the right to raise claims against the Transferee, in renewal proceedings or otherwise, resulting from the Transferor's failure, prior to the effective date of this Resolution to comply with the terms, conditions, requirements and obligations set forth in the Franchises and Washoe County Code; and Transferee's express waiver, for purposed of renewal proceedings or otherwise, of any argument, claim, or defense that Washoe County, by adopting this Resolution, has waived any of its rights to proceed against the Transferee on any claims it may have arising from the Transferor's failure, prior to the effective date of this Resolution, to comply with the terms conditions, requirements and obligations of the Franchises and Washoe County Code.

Section 8. This Resolution is not an approval of any other transaction, whether required or allowed by the Application, nor does the approval of the Application in any respect limit the enforceability of any franchise provision. In the event of a conflict between any provision of the Application or any document related to the Application, this Resolution and the relevant franchise shall control; Transferor and Transferee shall be required to comply with obligations under the same, notwithstanding the provisions of any other agreement.

Section 9. If the provisions of this Resolution are not satisfied, or are deemed to be unenforceable, then the request for approval of the Application shall be deemed denied as of this date; and/or the franchise may be revoked; and, be it further

RESOLVED, That this Resolution shall become effective on passage and approval.

[Business Impact Note: The Board of County Commissioners hereby finds that this resolution does not impose a direct and significant economic burden upon a business, nor does it directly restrict the formation, operation or expansion of a business.]

**01-639 APPOINTMENTS – EAST WASHOE VALLEY CITIZEN
ADVISORY BOARD**

On motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, Chairman Shaw ordered that Sylvia Bryan and Dianne Stortz-Lintz be appointed as at-large representatives on the East Washoe Valley Citizen Advisory Board for the term July 1, 2001 to June 30, 2003; and that Teresa Cole be appointed as an alternate to the CAB with a term to expire June 30, 2002.

**01-640 APPOINTMENTS – GALENA-STEAMBOAT CITIZEN
ADVISORY BOARD**

On motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, Chairman Shaw ordered that the following actions be taken concerning the Galena-Steamboat Citizen Advisory Board:

1. The resignation of Noran Ruden as an at-large representative be accepted and Brooke Houghton be appointed to fill the position with a term to expire June 30, 2002;
2. The position of Callahan Ranch representative be changed to a temporary at-large representative for one 2-year term and Judy Covert be appointed to the position for the term July 1, 2001 to June 30, 2003;
3. Christine Aldridge be appointed as the Steamboat/Toll Road representative for the term July 1, 2001 to June 30, 2003;
4. Ginger Pierce be appointed as the Pleasant Valley representative for the term July 1, 2001 to June 30, 2003.

**01-641 APPOINTMENTS – INCLINE VILLAGE/CRYSTAL BAY
CITIZEN ADVISORY BOARD**

On motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, Chairman Shaw ordered that the position of Crystal Bay representative be changed to a temporary at-large representative on the Incline Village/Crystal Bay Citizen Advisory Board (CAB) for a period of one 2-year term, or until such time as a Crystal Bay resident is interested in serving; that Alan Tiras be appointed to fill the position for the term July 1, 2001 to June 30, 2003; and that Christopher Hahn, Sandra Masters, and Paul Zahler be appointed as Incline Village at-large representatives on the CAB with terms from July 1, 2001 to June 30, 2003.

**01-642 APPOINTMENTS – SOUTHEAST TRUCKEE MEADOWS
CITIZEN ADVISORY BOARD**

On motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, Chairman Shaw ordered that Jim Pizner (representing the Hidden Valley Homeowners Association), Neil Upchurch and Craig Wesner (at-large representatives) and Stan Bennett (alternate representative) be appointed to the Southeast Truckee Meadows Citizen Advisory Board with terms from July 1, 2001 to June 30, 2003.

**01-643 APPOINTMENTS – SOUTHWEST TRUCKEE MEADOWS
CITIZEN ADVISORY BOARD**

On motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, Chairman Shaw ordered that Anna Maria Holder, Doug Hunt, Walter Lamp, Ellen Steiner, and Matt Taormina be appointed as at-large representatives to the Southwest Truckee Meadows Citizen Advisory Board with terms from July 1, 2001 to June 30, 2003.

**01-644 APPOINTMENTS – WEST TRUCKEE MEADOWS CITIZEN
ADVISORY BOARD**

On motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, Chairman Shaw ordered that Bridget Ryan and Bill Welch be appointed to the West Truckee Meadows Citizen Advisory Board as West of McCarran Boulevard representatives and Patty Schweitzer be appointed as an East of McCarran Boulevard representative with terms from July 1, 2001 to June 30, 2003; and that Pat Nicholson and Kenneth Thormahlen be appointed to the CAB as at-large alternates with terms from July 1, 2001 to June 30, 2003.

**01-645 ACCEPTANCE OF DEVELOPER BUILT INFRASTRUCTURE
FACILITIES – DEPARTMENT OF WATER RESOURCES**

Ed Schmidt, Director, Department of Water Resources, and John Collins, Manager, Utility Services Division, responded to questions stating that there are manufacturers' warranties and guaranties on the equipment and all facilities are inspected to be sure they are satisfactory and meet County standards.

Upon recommendation of Jeff Tissier, Accounting Manager, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Bond, seconded by Commissioner Galloway which motion duly carried, Chairman Shaw ordered that the following listed developer-built water, sewer, and reclaimed facilities, which have been dedicated to Washoe County pursuant to Article 422 of the Development Code, be accepted. It was noted that acceptance of these facilities increases the in-

frastructure assets and equity of the Utility Services Division by \$5,373,453, and the estimated total annual depreciation expense will be \$134,336 per year.

Water Facilities	DWR No.	Value
1. Arrowcreek Unit 12 B (46 lots)	66673092	\$ 101,887
2. Arrowcreek Unit 12A (39 lots)	66673050	97,394
3. Arrowcreek Village 4-Unit 3 (38 lots)	66673048	147,125
4. Cassas Parcel Map-Waterline Extension	66673006	23,136
5. Eagle Canyon Unit 3 (293 lots)	66673066	229,130
6. Eagle Canyon Unit 4 (47 lots)	66673039	165,540
7. Game Tech International	66673095	2,410
8. Hidden Meadows 3B (6 lots)	66673094	18,746
9. Meridian Electronics	66673140	2,270
10. Montreux Clubhouse Phase II	66673063	28,628
11. Montreux Golf & Country Club	66417147	9,736
12. Montreux Unit 4 (26 lots)	66417089	124,303
13. Pfizer, Inc.	66673126	5,211
14. Prototype Court Office Building	66673061	11,180
15. Server Technology Inc.	66673087	2,213
16. Sierra Vista Sub Unit 2 (26 Lots)	66673098	86,126
17. Spanish Springs 7-11/Eagle Canyon & Pyramid Hwy	66673109	4,859
18. Spanish Springs Business Center Phase 1	66673113	209,867
19. Spanish Springs Bus Ctr/Water Transmission Main	66673114	464,371
20. Spanish Springs Village 7 (Veronica Court)	66673193	874
21. St. James Village Unit 2A (52 lots)	66673165	382,926
22. Terabyte Drive	66673168	11,995
WATER TOTAL		\$2,129,927
Sewer Facilities	DWR No.	Value
1. Arrowcreek Unit 11 Offsite Sanitary Sewer	66673122	\$ 239,831
2. Arrowcreek Unit 12A (39 lots)	66673050	118,580
3. Arrowcreek Unit 12B (46 lots)	66673092	90,243
4. Arrowcreek Village 4 Unit 3 (38 lots)	66673048	106,804
5. Aspen Glen Road Sewer Line (off Mayberry Rd Reno)	66673128	57,251
6. Cold Springs Ranch Unit 7 (47 lots)	66673127	131,058
7. Donalisha Lane/Osborn PM	66673159	2,635
8. Eagle Canyon Unit 3 (293 lots)	66673066	194,178
9. Eagle Canyon Unit 4 (47 lots)	66673039	123,279
10. Galena Terrace Unit (30 lots)	66673075	94,925
11. Galena Terrace Unit 9 (38 lots)	66673077	89,733
12. Hidden Meadows 3B (6 lots)	66673094	21,214
13. Mackay Sewer Extension	66673118	2,698
14. Meridian Electronics	66673140	224
15. Montreux Clubhouse Phase II	66673063	1,757

16. Montreux Golf & Country Club	66498153	878
17. Montreux Unit 4 (26 lots)	66498089	32,347
18. Mt View Montessori School	66673044	6,290
19. Peavine View Estates Unit 6 (32 lots)	66673014	56,000
20. Saddlehorn South Phase IV (13 lots)	66673142	33,400
21. Sierra Vista Sub Unit 2 (26 lots)	66673098	88,807
22. Southwest Vistas Unit 2 (5 lots)	66673046	258,674
23. Southwest Vistas Unit 3 (89 lots)	66673072	134,455
24. Spanish Springs 7-II Sewer	66673109	878
25. Spanish Springs Bus Center Phase I	66673113	139,118
26. Spanish Springs Bus Center Sewer Interceptor	66673114	402,622
27. Spanish Springs Village 7 (Veronica Court)	66673193	3,297
28. St. James Village Unit 2A (52 lots)	66673165	346,883
29. Wedge Parkway Extension	66673096	174,464
30. Woodland Village Phase 2	66673115	180,199
SEWER TOTAL		\$3,132,722
Reclaimed Water Facilities		
	DWR No.	Value
1. Dermody Prop Building 6 Alcon Lab	66457045	\$ 874
2. Double Diamond Parkway Phase II	66673058	91,728
3. Double Diamond Ranch Phase V (Roadscape)	66673176	16,454
4. Game Tech International	66673095	874
5. Server Technology Inc. South Meadows Parkway	66673087	874
RECLAIMED TOTAL		\$ 110,804
TOTAL VALUE		\$5,373,453

01-646 PERFORMANCE AUDIT – WATER RESOURCES DEPARTMENT

Pursuant to discussion at Caucus, Commissioner Galloway clarified that in accepting the Performance Audit report of the Department of Water Resources (DWR), the Board is just acknowledging receipt of the information, and that the Board can give direction with respect to the areas of disagreement. Katy Singlaub, County Manager, stated staff will also be presenting periodic reports to the Board concerning implementation of the recommendations and progress.

Chairman Shaw asked Gary Goelitz, Senior Internal Auditor, to explain the process that will be followed concerning the items upon which there is disagreement.

Mr. Goelitz stated the two most important items are staff is not attempting to filter the recommendations ultimately brought to the Board, and staff must continue working on the areas of disagreement to get those matters resolved. A discussion then ensued concerning the timeframe for reporting back to the Board.

Commissioner Galloway moved that the Board acknowledge receipt of the report; that staff be directed to implement all recommendations on which there is agreement; that, in the areas where there is disagreement, the Board be provided copies of the Department's response to the audit; and that staff be further directed to return to the Board within 90 days to report on the progress of resolving the disagreements. Commissioner Bond seconded the motion.

Commissioner Sferrazza asked why TMWA (Truckee Meadows Water Authority) could not utilize the extra space available in the building leased for Water Resources. Mr. Goelitz stated TMWA has a staff of 133 compared to 85 employees in DWR and he is not sure the building would accommodate that many more people. Ms. Singlaub stated that was reviewed and it was determined that the amount of space available would not be adequate for the TMWA requirements.

Commissioner Bond asked how the new developer-built facilities the Board just accepted (see previous item) will impact DWR. Mr. Goelitz stated staffing for operation and maintenance of facilities would be a consideration.

In response to Commissioner Galloway, Mr. Goelitz presented an analysis of TMWA staffing versus DWR staffing, noting that he had to make several adjustments to get an apples-to-apples comparison. He said that basically TMWA has 133 staff to serve 73,000 customers, or a ratio of 1 staff for every 550 customers. DWR has 63 staff to serve 12,200 customers, or a ratio of 1 to 200. Commissioner Galloway asked why DWR is so much higher. Mr. Goelitz advised that part of it is just the scale, and that TMWA's service is concentrated versus the County's service area being scattered. Mr. Goelitz stated he believes the challenge will be to use the cost-management/containment strategies over the next 3-5 years as the utility grows to build up the financial strength of the utility.

Commissioner Sferrazza asked whether there have been any discussions about constructing a building for use by both TMWA and DWR, which he believes would better serve the public. John Sherman, Finance Director, stated the TMWA Board has discussed that and the ultimate goal at this time would be to buy or build their own facilities. Commissioner Sferrazza suggested that be looked at as a joint venture. He further asked if there are any other areas that could be consolidated between TMWA and DWR as well as the wastewater facilities.

Commissioner Sferrazza then asked Mr. Goelitz about his audit findings concerning overtime, outside consultants, and whether or not the department is going to be able to start repaying the General Fund.

Mr. Goelitz stated he does not see a significant problem with the overtime expenditures, and he has made some specific recommendations concerning their use of outside consultants. He further stated DWR is making material and significant efforts to accelerate the reimbursement to the General Fund for the loan that was used to construct

STMWRF; they have agreed that they do need to reimburse the General Fund for overhead services, but will not be able to do so for a couple of years; and they are continuing to discuss which positions are funded by the General Fund and to what extent.

Commissioner Sferrazza requested that the next report to the Board also include information concerning the interest rate DWR is paying.

Commissioner Short asked about the bad debt write-off for St. James Village recommended in the report. Mr. Goelitz responded there is no written agreement with St. James for the provision of services and St. James disputes the amount DWR billed them.

Ed Schmidt, Director, Department of Water Resources, noted that the Department did provide written responses concerning the areas with which they did not agree with the Auditor, and he would provide copies to the Board members. He also thanked his staff and the audit staff for all their hard work during this very long process. He further pledged that the Department will implement the recommendations and will continue to work on the areas of disagreement.

Chairman Shaw restated the motion and called for the vote. The motion carried unanimously and it was ordered that receipt of the report be acknowledged; that staff be directed to implement all recommendations on which there is agreement; that, in the areas where there is disagreement, the Board be provided copies of the Department's response to the audit; and that staff be further directed to return to the Board within 90 days to report on the progress on resolving the disagreements.

**01-647 RESOLUTION – AMEND MASTER FEE SCHEDULE FOR
PROCESSING APPLICATIONS UNDER DEVELOPMENT CODE**

Commissioner Galloway stated this is a very large increase in development fees. He asked what will happen if there are persons who were quoted the old fees and who do not bring their application in until after July 1st. Robert Sellman, Director, Community Development Department, responded staff did try to anticipate that scenario and filed letters with all of the development community folks, many of whom participated in this process, and they have tried to warn everyone in advance. Commissioner Galloway expressed a concern about the private individual that might be impacted. Commissioner Bond shared the same concern. Mr. Sellman assured them he did not think that could happen.

Chairman Shaw asked what the response has been from the development community. Mr. Sellman stated their response has been positive and they seem to agree that this a fair way of dealing with these fees.

Upon recommendation of Mr. Sellman and Brian Mirch, Finance, on motion by Commissioner Bond, seconded by Commissioner Short, which motion duly car-

ried, it was ordered that the following resolution be adopted and Chairman Shaw be authorized to execute:

RESOLUTION - Adopting Amendments to the Master Fee Schedule for Processing Applications under Chapter 110 of the Washoe County Code (Development Code).

WHEREAS, Section 110.906.05 of the Washoe County Code provides for the adoption by Resolution of a Master Fee Schedule setting for the fees for processing applications under the Development Code;

WHEREAS, it has been five years since a comprehensive review of the Master Fee Schedule has occurred;

WHEREAS, it was the direction of the Washoe County Commission, as stated in its Resolution adopted on April 9, 1996, that there be a comprehensive review of the Master Fee Schedule every five (5) years to determine whether it accurately reflected the cost of development services provided in the review of applications; and

WHEREAS, a review of the Master Fee Schedule indicates a need for amendment based primarily on changes in salaries and estimated hours required for the processing of applications.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF WASHOE COUNTY that the Master Fee Schedule for processing applications pursuant to Chapter 110 of the Washoe County Code (Development Code) is hereby amended by adopting the new master fee schedule, which is attached hereto as Exhibit "A" [Fee schedule is on file with the Clerk];

BE IT FURTHER RESOLVED that the Master Fee Schedule shall have the individual fees, except for the District Health Department fees, adjusted automatically each year by the percentage increase or decrease of the Consumer Price Index (CPI) as annually published; the fee adjustment to be rounded to the nearest dollar, unless action by the Washoe County Commission is taken to change the individual fee.

BE IT FURTHER RESOLVED that the Master Fee Schedule shall be reviewed no later than five (5) years from the date of adoption of this Resolution to determine if the annual CPI adjustments have accurately covered the cost of the service.

BE IT FURTHER RESOLVED that should, prior to the fifth year after the adoption of the Resolution, Chapter 110 of the Washoe County Code (Development Code) be amended in such a way as to affect the fees as enumerated in the Master Fee Schedule, or should it be determined that changes in administrative processes merit a re-examination of the Schedule, such amendments shall commence and be returned to the County Commission for further consideration and adoption.

01-648

FEES – SUMMER 2001 “WONDROUS WOLVES” PROGRAM – WILBUR D. MAY MUSEUM – RANCHO SAN RAFAEL PARK

Upon recommendation of Kristy Lide, Parks, through Karen Mullen, Parks and Recreation Director, on motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, Chairman Shaw ordered that the following entry fees for Summer 2001 "Wondrous Wolves" Program at Wilbur D. May Museum be approved:

MUSEUM ONLY	
Regular Adult	\$4.50
Children	\$3.50
Groups	\$3.00
COMBINATION MUSEUM/GREAT BASIN ADVENTURE	
Adult	\$6.50
Children	\$5.00
Groups	\$4.50

It was noted that the cost of the exhibit is \$15,000, and approximately \$20,000 is anticipated in admissions revenue.

01-649

ADJUSTMENTS – BEFORE AND AFTER SCHOOL PROGRAM – FISCAL YEAR 2001-02 – PARKS

Upon recommendation of Doug Mullens, Recreation Superintendent, through Karen Mullen, Parks and Recreation Director, on motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, Chairman Shaw ordered that the following fee modifications for the Before and After School Child Care Programs for Fiscal Year 2001-02 be approved:

PROGRAM	APPROVED FEES FOR 01-02	PROPOSED FEES FOR 01-02	DIFFERENCE
Before School	\$3.00	\$3.50	\$.50 (\$2.00 per hour)
After School	\$6.00	\$7.00	\$1.00 (\$2.33 per hour) includes snack
Extended Day	\$9.00	\$10.50	\$1.50 (\$2.00 per hour) includes snack

It was noted that staff anticipates the recommended fee increase will generate approximately \$77,700 in revenue and allow the BASAP Program to cover costs incurred for services and not require subsidization.

01-650 **BILL NO. 1300 -AMENDING WCC CHAPTER 50 – POSSESSION OF INTOXICATING LIQUOR BY MINOR**

Bill No. 1300, entitled, "AN ORDINANCE AMENDING THE WASHOE COUNTY CODE BY REVISING THE PROVISIONS PERTAINING TO THE POSSESSION OF INTOXICATING LIQUOR BY A MINOR AND OTHER MATTERS RELATING THERETO," was introduced by Commissioner Short, the title read to the Board and legal notice for final action of adoption directed.

01-651 **ADOPT FY2002-2006 CAPITAL IMPROVEMENTS PROGRAM**

Upon recommendation of Kim Carlson, Finance Division, on motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, Chairman Shaw ordered that the Fiscal Year 2002-2006 Capital Improvements Program be adopted.

01-652 **AMENDMENT TO CONTRACT – STATE OF NEVADA – JUVENILE SERVICES – TEMPORARY HOUSING OF JUVENILES AT WITTENBERG HALL**

Upon recommendation of Mary Ann Wooley, Juvenile Services Division Director, on motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, it was ordered that Amendment #1 to Contract between Washoe County (Juvenile Services) and State of Nevada (Department of Human Resources), concerning extending the contract to June 30, 2003 for temporary housing of juveniles at Wittenberg Hall, be approved and Chairman Shaw be authorized to execute.

01-653 **TRANSFER OF APPROPRIATIONS WITHIN GENERAL FUND, TRANSFER CONTINGENCY TO LIBRARY EXPANSION FUND, TOXICOLOGY FUND, ACCRUED BENEFITS FUND, PUBLIC WORKS CONSTRUCTION FUND AND THE MAY FUND**

Upon recommendation of Lisa Gianoli, Budget Manager, on motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, Chairman Shaw ordered that the transfer of General Fund contingency as well as the use of carryover funds from the close of 1999-2000 fiscal year in the amount of \$2,043,285 as specified in the spreadsheet placed on file with the Clerk be approved and the Comptroller be directed to make necessary adjustments to the appropriate cash and transfers accounts.

01-654

**CERTIFICATION OF BUDGETS – GROUNDWATER BASINS –
STATE OF NEVADA DEPARTMENT OF CONSERVATION AND
NATURAL RESOURCES**

Upon recommendation of Lisa Gianoli, Budget Manager, on motion by Commissioner Bond, seconded by Commissioner Galloway, which motion duly carried, Chairman Shaw ordered that:

- 1) The following budgets, as requested by the State of Nevada Department of Conservation and Natural Resources, be approved:

Pleasant Valley Groundwater Basin	\$ 1,000.00
Cold Springs Valley Groundwater Basin	3,000.00
Truckee Meadows/Sun Valley Groundwater Basin	30,000.00
Lemmon Valley Groundwater Basin	12,000.00
Warm Springs Valley Groundwater Basin	5,004.98

- 2) The County Clerk be directed to attest the certificates and submit them to the State Engineer with copies to the Treasurer's Office, Assessor's Office and the Budget Division.
- 3) The County Assessor be directed to enter the amount of the charge or charges on the assessment roll against the claimants and the property or acreage served.
- 4) The Treasurer be directed to bill and collect the special tax rates and/or assessments requested by the State Engineer.
- 5) The Comptroller be directed to pay approved amounts to the Department of Conservation and Natural Resources for Lemmon Valley, Pleasant Valley and Cold Springs from the Lemmon Valley U.W.B. Fund.

01-655

**NOTICE OF COMPLIANCE – STATE OF NEVADA - DISTRICT
COURT EMPLOYEES – RISK MANAGEMENT**

Madelyn Shipman, Assistant District Attorney, provided information in response to Commissioner Sferrazza explaining the new legislation that requires all counties to pay an assessment to the State's risk management fund for court employees and that Washoe County has always covered its own employees. Commissioner Sferrazza asked which way would cost less. Ms. Shipman stated she would have to get that information, but if the employees were covered by the State, the County would have no control over the costs. Commissioner Sferrazza stated he would want that information, and next year this should be based on cost.

Upon recommendation of Madelyn Shipman, Assistant District Attorney, on motion by Commissioner Galloway, seconded by Commissioner Short, which motion

duly carried, Chairman Shaw ordered that the Washoe County Risk Manager be authorized to execute the Notice of Compliance with the State of Nevada to provide that the County will hold the State harmless and assume liability for employees of the Second Judicial District Court, excluding District Court Judges.

01-656 DISCUSSION – W.C.E.A. V. SECOND JUDICIAL DISTRICT COURT

Commissioner Sferrazza stated he has learned there is no longer an issue of a possible settlement and so there was no reason to discuss the W.C.E.A. v. Second Judicial District Court issue.

01-657 CONTINGENCY TRANSFER - GRANT FUNDING TO STATE DEPARTMENT OF AGRICULTURE – MORMON CRICKET INFESTATION

Upon recommendation of Karen Wallace, Fiscal Analyst, on motion by Commissioner Bond, seconded by Commissioner Short, which motion duly carried, it was ordered that a grant of \$7,500 to the State Department of Agriculture be approved for control of the Mormon cricket infestation in the Red Rock, Cold Springs, and North Valleys areas. It was further ordered that participation with the Department of Agriculture in any federal reimbursement or grant program be authorized; that the \$7,500 be transferred from Contingency, Account 1890-7328, to Other Professional Services, Account 1001-7140; and that the following resolution be adopted and Chairman Shaw be authorized to execute:

RESOLUTION

Granting a monetary donation to the Nevada State Department of Agriculture

WHEREAS, NRS 244.1505 provides that a board of county commissioners may expend money for any purpose which will provide a substantial benefit to the inhabitants of the county and that a board may grant money to a nonprofit organization created for religious, charitable or educational purposes, or to a governmental entity, to be expended for the selected purpose; and

WHEREAS, The State of Nevada Department of Agriculture has requested assistance from Washoe County in the amount of \$7,500 for control of the Mormon Cricket infestation in the Red Rock, Cold Springs, North Valleys area;

NOW, THEREFORE, BE IT RESOLVED THAT THE WASHOE COUNTY BOARD OF COMMISSIONERS finds that assisting the Department of Agriculture in funding their efforts to control the Mormon Cricket infestation provides a substantial benefit to the inhabitants of the county; and

BE IT FURTHER RESOLVED that a grant of \$7,500 be provided to the State Department of Agriculture for the control of the Mormon Cricket infestation.

(Business Impact Note: The Board of County Commissioners hereby finds that this resolution does not impose a direct and significant economic burden upon a business, nor does it directly restrict the formation, operation or expansion of a business.)

COMMUNICATIONS AND REPORTS

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

01-658 COMMUNICATIONS:

- A. Copy of fully executed Contract between Washoe County Department of Social Services and the Division of Child & Family Services through December 31, 2004 concerning Title IV-E funding for foster care.
- B. Copy of fully executed resolution authorizing the transfer of \$1,936,520 of Washoe County's 2000 volume cap to the Director of the Department of Business and Industry for the Parkside Garden Apartments project. (See BCC Item #00-808.)
- C. Copy of fully executed agreement between Washoe County and Dolven Architectural Associates for the South Valley sports Complex Maintenance Facility.
- D. Received from Gerlach GID minutes of the March 8, 2001 meeting introducing the Notice of Intention to Act on Resolution to Increase Water Rates, the April 5, 2001 minutes recording the reading of the Resolution Increasing Water Rates 100%, and the May 3 2001 minutes with a copy of the approved and signed Resolution Increasing Water Rates.
- E. Copy of fully executed agreement between NevadaWorks and Department of Employment, Training and Rehabilitation , Workforce Investment Support Services, Contract # PY00-AT-01.AM#1.
- F. Copy of fully executed agreement between NevadaWorks and Department of Employment, Training and Rehabilitation, Workforce Investment Support Services, Contract # PY00-DW-01.AM#1.
- G. Copy of fully executed agreement between State of Nevada Department of Transportation and Washoe County for constructing a portion of the State Highway System on SR660, Sierra Street in Reno, from 11th Street to

North Virginia Street and on SR 430, North Virginia Street from 8th Street to 70 Meters South of Sierra Street.

01-659 REPORTS - MONTHLY (APRIL 2001)

- A. Animal Control
- B. County Clerk
- C. Court Clerk
- D. Social Services (Feb, Mar, April)
- E. Treasurer

01-660 REPORTS – QUARTERLY (ENDING MARCH 2001)

- A. Grand View Terrace GID
- B. Justice Court/Sparks Township
- C. Washoe County
- D. Washoe County School District
- E. Truckee Meadows Fire Protection District

TENTATIVE BUDGETS – 2001-2002

- 01-661** Palomino Valley General Improvement District
- 01-662** Redevelopment Agency of the City of Sparks
- 01-663** Sparks, City of
- 01-664** Sun Valley GID
- 01-665** Verdi Television District
- 01-666** Washoe County School District

FINAL BUDGETS – 2001-2002

- 01-667** Gerlach General Improvement District
- 01-668** Reno, City of
- 01-669** Redevelopment Agency, City of Reno
- 01-670** Redevelopment Agency 1 & 2, City of Sparks
- 01-671** Reno-Sparks Convention & Visitors Authority
- 01-672** Sierra Forest Fire Protection District
- 01-673** Sparks, City of
- 01-674** South Truckee Meadows General Improvement District
- 01-675** Sun Valley Water & Sanitation District
- 01-676** Truckee Meadows Fire Protection District
- 01-677** Truckee Meadows Water Authority
- 01-678** Verdi Television District
- 01-679** Washoe County

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There being no further business to come before the Board, the meeting adjourned at 1:00 p.m.

JAMES M. SHAW, Chairman
Washoe County Commission

ATTEST: **AMY HARVEY**, County Clerk

*Minutes Prepared by
Sharon Gotchy, Deputy County Clerk*