



WASHOE COUNTY

"Dedicated To Excellence in Public Service"

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CM/ACM	<u>VS</u>
Finance	<u>DN</u>
DA	<u>✓</u>
Comptroller	<u>CH</u>
Risk Mgt.	<u>N/A</u>
HR	<u>N/A</u>

STAFF REPORT BOARD MEETING DATE: April 26, 2016

DATE: March 18, 2016

TO: Board of County Commissioners

FROM: Bob Webb, AICP, Planning Manager, Planning and Development, Community Services Department, 328-3623, bwebb@washoecounty.us

THROUGH: William H. Whitney, Division Director, Planning and Development Community Services Department, 328-3617, bwhitney@washoecounty.us

SUBJECT: Possible action to approve, on the recommendation of the Chair, the reappointment of James Barnes to the Washoe County Planning Commission, to represent At-Large South of the Truckee River on the Planning Commission for a term beginning on July 1, 2016, and ending on June 30, 2020, or until such time as a successor is appointed.
(Commission Districts 1, 2, and 3.)

SUMMARY

James Barnes' term on the Washoe County Planning Commission will expire on June 30, 2016. If reappointed, the term will begin on July 1, 2016, and end on June 30, 2020, or until such time as a successor is appointed.

Washoe County Strategic Objective supported by this item: Stewardship of Our Community.

PREVIOUS ACTION

On May 15, 2012, the Board of County Commissioners (Board) reappointed James Barnes to a full term on the Washoe County Planning Commission. The term began on July 1, 2012 and will end on June 30, 2016.

On February 28, 2012, the Board appointed James Barnes to fill a partial term on the Planning Commission, ending on June 30, 2012.

BACKGROUND

Nevada State Law requires Washoe County to create a Planning Commission to adopt the County's Master Plan and to provide other land use duties as established in County codes. The Board established the Planning Commission to hear and decide on applications for abandonments, certain special use permits, and tentative subdivisions; and, to hear and make recommendations to the Board concerning amendments to the County's Master Plan and the Development Code (Washoe County Code Chapter 110), adopted Regulatory Zoning maps, and Development Agreements. Terms of appointment are four years and the appointees must be residents of the unincorporated area of Washoe

AGENDA ITEM # 5.1.6.

County and registered voters at the time of their appointment and throughout their term of office. The Board appoints seven members to the Planning Commission as follows:

- Five members representing each of the County Commission Districts;
- One at-large member from north of the Truckee River; and,
- One at-large member from south of the Truckee River.

Rule Number 13 of the *Rules and Procedures for the Washoe County Board of Commissioners* allows appointed Planning Commission members to serve two full consecutive terms. A full term is defined as $\frac{3}{4}$ or more of a member's term after appointment to fill an unexpired term. Mr. Barnes did not serve $\frac{3}{4}$ of a term with his first appointment on February 28, 2012, and by Board rules he is eligible to serve a second full term.

Based on direction previously provided by the Board, the Commissioner(s) whose district(s) are represented by the Planning Commission vacancy, (Commission Districts 1, 2 and 3 in this case) recommend the appointment. Mr. Barnes' application is included as Exhibit A to this staff report.

WCC Section 110.912.05(c)(1) requires that the Chairman of the Board appoint members of the Planning Commission, subject to the approval of the Board.

FISCAL IMPACT

As authorized by NRS 278.040(3) and Washoe County Code Section 110.912.05(e), the Planning Commission members receive an \$80 per meeting stipend. The Planning Commission is required by Nevada Revised Statute to meet monthly, which equates to an annual per member stipend of \$960. Funds to compensate all Planning Commission members for scheduled meetings are included as part of the FY 2016-2017 budget request of the Planning and Development Division, Community Services Department (account 105400-710110).

RECOMMENDATION

It is recommended that the Board of County Commissioners approve, on the recommendation of the Chair, the reappointment of James Barnes to the Washoe County Planning Commission, to represent At-Large South of the Truckee River on the Planning Commission for a term beginning on July 1, 2016, and ending on June 30, 2020, or until such time as a successor is appointed.

MOTION

Should the Board agree with staff's recommendation, a possible motion would be: "Move to approve, on the recommendation of the Chair, the reappointment of James Barnes to the Washoe County Planning Commission, to represent At-Large South of the Truckee River on the Planning Commission for a term beginning on July 1, 2016, and ending on June 30, 2020, or until such time as a successor is appointed."

Exhibit A Washoe County Community Service Application
cc: James Barnes (e-mail)



Washoe County Community Services Department Application

Volunteer ... Make a Difference in Washoe County!

Please complete the following application to indicate your interest in a position on a Washoe County Board or Commission. Your application will be kept on file for 12 months. You will need to reapply after that time if you still wish to be considered for a position.

Is there a specific Board or Commission vacancy you are applying for?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If yes, which one?		
Planning Commission		
Name: James I. Barnes		

Residential Home Address

Address: 12525 Clearwater Drive		
City: Reno	State: Nevada	Zip: 89511
Assessor's Parcel Number if known: 044-153-05		
Home Phone: 775-851-1282	Cell Phone: 775-815-1892	
E-mail: jib2424@sbcglobal.net		

Mailing Address (if different from residential home address)

Address:		
City:	State:	Zip:

Occupation and Business Address

Job Title: Attorney		
Business Name: James I. Barnes, Attorney at Law		
Address (Street and/or P.O. Box): 12525 Clearwater Drive		
City: Reno	State: Nevada	Zip: 89511-7786
Assessor's Parcel Number if known: 044-153-05		
Business Phone: 775-851-1282		
E-mail: jib2424@sbcglobal.net		

Registered Voter

Are you registered to vote in Washoe County?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
The Washoe County Commission requires that a person be a registered voter in County (if eligible to vote) to be considered for membership.		
How long have you lived in your area? (Years/Months) 38 years		
How long have you lived in Washoe County? (Years/Months) 44 years		
Have you ever been convicted of a felony or misdemeanor other than minor traffic violations?		
	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
If yes, please list conviction dates and nature:		

Briefly, in your own words explain why you would like to be appointed to the Board or Commission.

I have served on the Planning Commission for the last four years. I am currently the chairman of the Planning Commission. I also served many years as the Deputy District Attorney who represented the Planning Commission in the 1990s and the 2000s.

I enjoy serving on the Planning Commission and believe that I have done a good job serving the people of Washoe County in that capacity. If reappointed, I intend to continue in such service.

Describe your qualifications for this appointment, including, but not limited to your educational background, professional background and awards/honors.

I have a law degree (Juris Doctor) from Columbia University School of Law. I have practiced law for 43 years. Please see my attached resume.

List your community and/or civic involvement history.

I have served on the Washoe County Planning Commission, Truckee Meadows Regional Planning Commission, Nevada Occupational Safety and Health Review Board, Nevada State Bar Committee, Ridge House, Scenic Nevada, Veterans Guest House and numerous other boards, commissions and civic organizations. Please see my attached resume.

Washoe County Community Services Department Application Page

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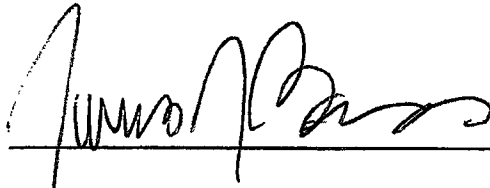
Please list the name and phone number of any personal references that we may contact.

Neal Cobb 775-972-9475
Robert Doxey 775-746-0221
Roger Edwards 775-742-4840

Please attach any additional information you wish.

I understand the role and responsibilities of membership on this board or commission and am willing to serve. If appointed, I will attend required meetings and training and will adhere to pertinent Rules, Policies and Procedures. I understand that some appointments require a Financial Disclosure Form to be submitted to the Nevada State Ethics Commission. I certify that, to the best of my knowledge, the information I have provided in this application is true and correct. If the information provided is false or incomplete, it shall be sufficient cause for disqualification or removal.

Signature: _____



Date: _____

March 20, 2016

PLEASE RETURN THE APPLICATION TO:

Washoe County Community Services Department, Planning and Development Division
P.O. Box 11130, Reno, NV 89520-0027
Phone: (775) 328-3600; FAX: (775) 328-6133; Email: kemerson@washoecounty.us

Date Received: _____

Commission District: _____

Appointed to: _____

Date of Appointment: _____

Thank you for your interest in Washoe County Government!

This document is part of the public record and is available for public review.

RESUME

JAMES I. BARNES

12525 Clearwater Drive
Reno, Nevada 89511
Phone: (775) 851-1282

PERSONAL HISTORY

AGE: 68 years

RESIDENCE: 44 years in Nevada, living in Reno-Sparks. Prior to 1972 lived in New York-Philadelphia area.

MARITAL STATUS: Married to Jane C. Barnes.
Two children.

EDUCATIONAL HISTORY

Graduated from Franklin and Marshall College, Lancaster, Pennsylvania in 1969.
Degree: B.A. in English.

Graduated from Columbia University School of Law, New York, New York in 1972.
Degree: J.D.

Admitted to Nevada State Bar in 1973.

EMPLOYMENT HISTORY

2004 to 2016 Private practice of law in Reno.
Engaged in civil and criminal practice.

2007 to 2016 Member, Nevada State OSHA Review Board.
Currently, Vice-Chairman
Adjudicated matters related to occupational safety and health in the State of Nevada.

2009 to 2010 Chairman and Member, Nevada Public Employees' Deferred Compensation Committee
Chaired and served on committee which administers the program that invests compensation deferred by state employees.

1991 to 2004 Deputy District Attorney, Washoe County.
Provided legal representation to Washoe County Government. Position involved civil litigation, administrative law practice and preparation of written legal opinions.

1989 to 1991 Deputy Attorney General, Nevada Department of Transportation.
Provided legal representation to the Nevada Department of Transportation. Position involved civil litigation, administrative law practice and preparation of attorney general opinions.

JAMES I. BARNES

EMPLOYMENT HISTORY continued

1983 to 1989 Director, Nevada State Department of Industrial Relations.

Directed the agency responsible for the regulation of workers' compensation insurance for all Nevada insurers and worker safety and health in both general industry and mining. The Director established department goals and objectives; approved budgets, legislative proposals, contracts, agreements and applications for federal assistance; coordinated divisional programs; and adopted such regulations as necessary for the administration of the department and its divisions. Responsible for the schedule of fees paid to medical providers of care to industrially injured patients.

1983 Director, Nevada State Department of Energy.

Directed the agency responsible for developing and implementing programs to promote the availability and wise utilization of reliable, economical supplies of energy, taking into consideration state, regional and local plans for land use, urban expansion, transportation systems, environmental protection and economic development. The Director's office provided technical, clerical and financial management support to the department's divisions. The Director represented the interests of the state at the federal, regional and state levels. Special projects handled by the Department were high level nuclear waste management and the Petroleum Overcharge Rebate.

1983 to 1988 Chairman (Member since 1982), Deferred Compensation for State Employees Committee.

Chaired seven-member committee which administers the program that invests compensation deferred by state employees. There were 2,400 participants with investments totaling \$23,000,000.

1979 to 1982 Chief Deputy Attorney General, Deferred Compensation for State Employees Committee.

Provided legal representation to seven-member committee which administers the program that invests compensation deferred by state employees.

1977 to 1982 Chief Deputy Attorney General, Nevada State Department of Commerce.

Provided full range of legal services to the department which has as its primary function the regulation of commercial industries in the State of Nevada through the following divisions: Financial Institutions, Manufactured Housing, Fire Marshal, Insurance, Real Estate, and Unclaimed Property. The Department was also involved in non-regulatory activities such as the housing finance function of the Housing Division and the civil law and consumer advisory functions of the Consumer Affairs Division. The Department issued industrial development revenue bonds to promote industry and to develop trade. The Developmental Disabilities Advocate's Office was also administered by the Department. Represented the Contractor's Board, the Real Estate Commission, the Environmental Commission, Board of Chiropractic Examiners, and supervised full division of attorneys. Represented State in State Courts, Federal District Court, including three-judge panel, Ninth Circuit Court of Appeals and United States Supreme Court.

1975 to 1977 Deputy Attorney General, Nevada State Department of Commerce, Real Estate Division.

Provided complete spectrum of legal services to the division which is responsible for the administration and enforcement of the provisions of law pertaining to real estate brokers and salesmen, independent escrow licensees and land sales activity.

JAMES I. BARNES

EMPLOYMENT HISTORY continued

1973 to 1975 Private practice of law in Reno.

Engaged in civil and criminal trial (jury and non-jury) and appellate practice.

1972 to 1973 Law Clerk for Nevada District Judge, Honorable
John E. Gabrielli, Reno, Nevada.

Assisted judge in conduct of court proceedings and preparation of written decisions; performed legal research.

PROFESSIONAL ACTIVITIES

CHAIRMAN: Washoe County Planning Commission.

VICE-CHAIRMAN: Truckee Meadows Regional Planning Commission.

PRESIDENT: Western Association of Workers' Compensation Boards (Western region of
International Association of Industrial Accident Boards and Commissions).

MEMBER: Nevada State Bar Association.

CHAIRMAN: Nevada State Bar Association, Standing Lawyer Advertising
Advisory Committee - Northern District.

COUNSEL: Fallon Paiute-Shoshone Tribal Election Committee.

MEMBER: Educational Testing Service of Princeton, New Jersey,
Real Estate Licensing Examination Legal Review Panel.
(One of the four attorneys chosen nationwide to serve on this committee.)

MEMBER: National Association of Real Estate License Law Officials.

MEMBER: Northern Nevada Technical Advisory Committee on Senate Concurrent
Resolution No. 48 (SCR 48) - Resolution of the Nevada State Legislature
to formulate proposed legislation regarding land division laws.

PROFESSIONAL
TESTIMONY: Testified before Subcommittee of the United States House of Representatives
regarding Interstate Land Sales Reform Act of 1978.

VICE
PRESIDENT: Board of Ridge House, Inc. Residential outpatient drug assessment
organization.

FORMER
SECRETARY AND
DIRECTOR: Veterans Guest House, Organization provides housing for members of
families of military veterans. Also served as Secretary for Board of Directors.

PRESIDENT: Homecoming Equities, Inc. Organization provides and manages buildings for
Ridge House, Inc.

JAMES I. BARNES

PROFESSIONAL ACTIVITIES continued

TRUSTEE: Washoe County Courthouse Historical and Preservation Society.

CHAIRMAN: Scenic Nevada. Nevada environmental organization.

MEMBER: Washoe County Sign Code Working Group.

REFERENCES

Furnished upon request.