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

COUNTY MANAGER
John Slaughter

ASSISTANT DISTRICT ATTORNEY
Paul Lipparelli

COUNTY CLERK Nancy Parent



#### **NOTICE OF MEETING AND AGENDA**

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

May 8, 2018 10:00 a.m.

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

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

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

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

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

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

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

Support documentation for the items on the agenda, provided to the Washoe County Board of Commissioners is available to members of the public at the County Manager's Office (1001 E. 9th Street, Bldg. A, 2nd Floor, Reno, Nevada) Marilyn Kramer, Assistant to the County Manager, (775) 328-2000 and on Washoe County's website www.washoecounty.us/bcc/board committees/

## 10:00 a.m.

- 1. Salute to the flag.
- Roll call.
- 3. Appearance:

Trudy Larson, MD Professor and Dean
School of Community Health Sciences, Univeristy of Nevada Reno
Presentation and update regarding the School of Community Health Sciences. [10 minutes]

Attachments: SCHS presentation to Washoe County Commissioners 5 8 18

(2).pptx

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

## 6. <u>Consent Items (for possible action)</u>

6.A.1. Approval of minutes for the Board of County Commissioner's regular meetings of March 27, 2018 and April 10, 2018. Clerk. (All Commission Districts.)

Attachments: BCC180327W.doc

BCC180410F.doc

6.A.2. Acknowledge the communications and reports received by the Clerk on behalf of the Board of County Commissioners.Clerk. (All Commission Districts)

Attachments: C&Rs 2018-05-08.pdf

Accept a grant award from the Nevada Aging and Disability Services Division for the Older Americans Act Title III Program: Home Delivered Meal Equipment in the amount of [\$74,596; county match \$1,165] retroactive to October 1, 2017 through June 30, 2018; authorize the Department to execute the sub-grant award and direct the Comptroller's Office to make the appropriate budget amendments. Human Services Agency. (All Commission Districts)

<u>Attachments:</u> TMP-2237 BCC 05-08-18 Accept Nutrition Equipment Grant

[\$74,596]

16-000-66-2H-18 NGA.pdf

6.C. Approve funding [\$2,500.00, no match required] from the Federal Bureau of Investigations, Organized Crime Drug Enforcement Task Force (OCDETF) for reimbursement of overtime costs incurred while involved in the investigation of OCDETF Initiative number PA-NV-307 for the retroactive period of 04/01/2018 - 09/30/2018 and authorize Comptroller's Office to make the necessary budget amendments. Sheriff. (All Commission Districts.)

<u>Attachments:</u> <u>BCC 05-08-18 - Sheriff - OCDETF FBI Operation Crystal Pony</u>

[\$2,500]

**OCDETF Funding PA-NV-307** 

6.D. Accept Registrar of Voters' report of early voting locations and schedule for the 2018Primary Election per NRS 293.3561 (2b). Voters. (All Commission Districts.)

<u>Attachments:</u> Staff Report 2018 Early Voting Locations and Schedule.doc

2018 Primary Early Voting Locations and Schedule.pdf

## **End of Consent Items**

 Recommendation to extend the appointment of Scott Smith as the Washoe County Commission's single member to the Truckee River Flood Control Project Needs Committee for a term to end on February 28, 2019. Manager. (All Commission Districts.) FOR POSSIBLE ACTION

<u>Attachments:</u> <u>Staff Report - Manager - Term Extension to TRFCPNC.docx</u>

Recommendation to award a bid and approve the Agreement to the lowest responsive, responsible bidder for the 2018/2019 Street Cut Pavement Repair Project for Truckee Meadows, [staff recommends R Construction, in the amount of \$243,815.00].
 Community Services. (All Commission Districts.) FOR POSSIBLE ACTION

<u>Attachments:</u> <u>BCC 05-08-18 - Staff Report Award Bid for street cut program</u>

BCC 05-08-18 - Construction Agreement

BCC 05-08-18 - Exhibit A

Recommendation to approve the Correction to Exhibit A of the February 13, 2018 Board of County Commissioners Agenda Item #7 - the Refund of Surplus Assessment Funds in the amount of [\$548,752.89] for 973 properties, totaling 1,122 ERU's in Special Assessment District #21 - Cold Springs Sewer (No Fiscal Impact to the General Fund) - Treasurer - (Commission District 5) - FOR POSSIBLE ACTION

Attachments: BCC 02-13-18 SAD 21 Correction to Cold Springs Sewer Refund

SAD 21 - Amended Exhibit A

10. Recommendation to approve the sole source exemption to purchase a 3500 XL Genetic Analyzer from ThermoFisher Scientific at a cost of [\$191,610.79], using \$149,038.00 from the 2017 Capacity Enhancement Backlog Reduction (CEBR) DNA Grant (IO 11448) and \$42,572.79 from the restricted funding set up for DNA offender mandates per NRS 176.0911-0917 (IO 201391). Sheriff. (All Commission Districts.) FOR POSSIBLE MOTION

Attachments: BCC 05-08-18 - Sheriff - 3500 Genetic Analyzer [\$191,610.79]

ThermoFisher 3500 Quote

3500 Genetic Analyzer Sole Source - Signed

11. Recommendation to approve an Interlocal Agreement between the Washoe County Health District and the Sheriff's Office to provide family planning services to female inmates housed at the Washoe County Detention Facility [No fiscal impact] with the effective date of May 08, 2018. If approved, have the BCC Chair execute the agreement. Sheriff. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: BCC 05-08-2018 - Sheriff - Interlocal Agreement with Washoe

**County Health District** 

WCSO-WCHD Interlocal Agreement - Final

 Recommendation to Acknowledge Receipt of the Interim Financial Report for Washoe County Governmental Funds for the Nine Months Ended March 31, 2018 - Unaudited. Comptroller. (All Commission Districts.) FOR POSSIBLE ACTION

<u>Attachments:</u> <u>Staff Report Q3-2018 Interim Financial.docx</u>

Q3-2018 Interim Financial Report.docx

13. Recommendation that the Board of County Commissioners approve and authorize the Chair to execute the attached resolution establishing the Marijuana Establishment Fund per NRS 354.612 as a Special Revenue Fund for the purpose of accounting for the quarterly marijuana establishment license fee of 3% of a marijuana establishment's reported quarterly gross revenue. Comptroller (All Commission Districts) FOR POSSIBLE ACTION

Attachments: Staff Report - Resolution for Marijuana Establishment Fund.docx

Resolution Creating Marijuana Establishment Fund.docx

14. Recommendation to approve retroactive and future authorization for purchases as needed for supplies, materials, equipment and contractual services from suppliers that have or will exceed in the aggregate [\$100,000] for FY18 and for FY19; expenses will remain within available adopted budget funding. If approved, all purchases remain subject to compliance and accordance with the provisions of the Local Government Purchasing Act. Comptroller. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: \$100,000 purchasing.doc

15. Recommendation to approve amendments totaling an increase of [\$153,270.30] in both revenue and expense (no match required) for the FY18-FY19 Ryan White Grant IO#11479 and direct the Comptroller's office to make the appropriate budget amendments. Health District. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: Staff Report HIV-RWPB 5-8-18.docx

HD 16450 WCHD sub grant 1.pdf

16. Public Hearing to consider objections to the Resolution of Intent to Lease; and, possible approval of a Lease Agreement for a portion of 855 Alder Avenue, Incline Village, Nevada, to the Tahoe Transportation District for a 36-month term commencing May 9, 2018 through May 31, 2021, for office space located within the Incline Village Community Center [annual revenue of \$2,937.60]. Community Services. (Commission District 1.) FOR POSSIBLE ACTION

<u>Attachments:</u> <u>BCC 05-08-18 - Staff Report - TTD Lease 855 Alder</u>

BCC 05-08-18 - Lease Agreement - TTD Lease 855 Alder

BCC 05-08-18 - Exhibit B

17. Public Hearing to consider objections to the Resolution of Intent to Lease; and, possible approval of a Lease Agreement for a portion of 855 Alder Avenue, Incline Village, Nevada, to the Tahoe Regional Planning Agency for a 36-month term commencing May 9, 2018 through May 31, 2021, for office space located within the Incline Village Community Center. Community Services. (Commission District 1.) FOR POSSIBLE ACTION

<u>Attachments:</u> <u>BCC 05-08-18 - Staff Report - TRPA Lease 855 Alder</u>

BCC 05-08-18 - Lease Agreement TRPA for 855 Alder

BCC 05-08-18 - Exhibit B

AND

18. Public Hearing and possible action to hold the first reading of an ordinance: (1) amending Ordinance No. 1000 in order to change the boundaries of District No. 24 (Groundwater Remediation); (2) providing for a notice of a public hearing and other matters relating thereto; and (3) setting the public hearing for the second reading and possible adoption on June 19, 2018;

Hold the first reading of an ordinance: (1) imposing a fee on the parcels of land in Washoe County, Nevada District No. 24 (Groundwater Remediation) to pay the costs of developing and carrying out a plan for remediation; (2) providing for a notice of a public hearing and other matters relating thereto; and (3) setting the public hearing for the second reading and possible adoption on June 19, 2018. Community Services. (All Commission Districts.) FOR POSSIBLE ACTION

<u>Attachments:</u> <u>BCC 05-08-18 - Staff Report - CTMRD 2018 Fee and Boundary</u>

**Ordinance Intro** 

BCC 05-08-18 - Attachment 1 - 2018 Boundary Ordinance
BCC 05-08-18 - Attachment 2 - 2018 District Boundaries
BCC 05-08-18 - Attachment 3 - 2018 Fee Ordinance

BCC 05-08-18 - Attachment 4 - 2018 Fee Area Boundaries
BCC 05-08-18 - Attachment 5 - 2018 Fee Distribution DRAFT

19. Public Hearing: Regulatory Zone Amendment Case Number WRZA18-0003 (Coches/Tower) - adoption of an amendment to the Tahoe Regulatory Zone Map, changing the regulatory zone for a ±1.58-acre parcel (APN: 130-312-25) and a ±1.9-acre parcel (APN: 130-312-30) from Medium Density Suburban (MDS - 3 units per acre) to Low Density Suburban (LDS - 1 unit per acre); possible affirmation of the findings of fact of the Washoe County Planning Commission as outlined in the staff report for this item; and possible direction to the Director of the Planning and Building Division to sign and certify the amended Tahoe Regulatory Zone Map; and possible authorization to the Chair to sign a Resolution included as Attachment A to the staff report for this item adopting the amendment to the Tahoe Regulatory Zone Map.

The subject parcels are located at 1131 Lakeshore Boulevard (APN: 130-312-25; Coches LLC) and 1135 Lakeshore Boulevard (APN: 130-312-30; Towers LLC), Incline Village, Nevada. The properties are situated within the Tahoe Area Plan and Incline Village/Crystal Bay Citizen Advisory Board boundaries and within Section 23, T16N, R18E, MDM, Washoe County, NV. Community Services. (Commission District 1.) FOR POSSIBLE ACTION

<u>Attachments:</u> <u>BCC 5-8-18 - Staff Report WRZA18-0003</u>

BCC 5-8-18 - Attachment A - WRZA18-0003 - Resolution

BCC 5-8-18 - Attachment B - WRZA18-0003 - PC Staff Report

BCC 5-8-18 - Attachment C - WRZA18-0003 - PC Resolution

BCC 5-8-18 - Attachment D - WRZA18-0003 - PC Draft Minutes

Outdoor Festival Business License Application (Red White and Tahoe Blue 2018)
 Applicant: Red White and Tahoe Blue, Inc.

Public hearing to approve with conditions, or deny an outdoor festival business license application in its entirety or portions thereof (pursuant to Washoe County Code Chapter 25 and related provisions) submitted by the Red, White and Tahoe Blue organization for the Red, White and Tahoe Blue 2018 event to be held in Incline Village, Nevada. If approved, authorize the Director of the Planning & Building Division, Community Services Department to issue the business license on June 11, 2018 to the Red, White and Tahoe Blue organization, provided all pre-event conditions have been completed by June 1, 2018 and further authorize set-up for the festival to commence on June 29, 2018. Application Information

Name and Address of Applicants: Red, White and Tahoe Blue, P.O. Box 3789, Incline Village, NV

Description of event location: Village Green (APN: 127-010-07), Aspen Grove (APN: 127-010-04), North Lake Tahoe Fire Main Fire Station (AN: 132-223-06), Susie Scoops, 869 Tahoe Blvd. (APN:132-240-02), Potlach, 930 Tahoe Blvd. (APN: 132-012-02), Incline Middle School (APN:127-030-16), and Incline Beach (APN: 127-280-01).

Dates of event: Set up commences June 29, 2018; event dates June 30 - July 4, 2018; parade on June, 30, 2018 requiring closing section of Tahoe Boulevard, Southwood Boulevard and Incline Way; and culminates with fireworks show on Lake Tahoe on July 4, 2018.

Estimated daily attendance: 2,500

Additional details of the event are included in the application. Community Services.

(Commission District 1.) FOR POSSIBLE ACTION

Attachments: BCC 5-8-18 - Staff Report - RWTB 2018

BCC 5-8-18 - Attachment A - Code Requirements

BCC 5-8-18 - Attachment B - Timeline

BCC 5-8-18 - Attachment C - Application

BCC 5-8-18 - Attachment C - Application Maps

BCC 5-8-18 - Attachment D - Agency Spreadsheet Conditions of

**Approval** 

BCC 5-8-18 - Attachment E - Licensing Requirements

BCC 5-8-18 - Attachment F - Business license

BCC 5-8-18 - Attachment G - 2017 DEBRIEF NOTES

21.

(1) Washoe County Code Chapter 110 (Development Code) within Article 302, Allowed Uses, to establish the regulatory zones wherein the Outdoor Entertainment and Livestock Events use types are permitted by right or by discretionary action; within Article 304, Use

Public hearing: Second reading and adoption of an ordinance amending:

- Classification System, to redefine the outdoor entertainment use type and to create and define the commercial recreation livestock events use type; and within Article 310,
- Temporary Uses, to ensure the description of temporary outdoor entertainment uses is consistent with Article 338, Outdoor Entertainment; and
- (2) To create a new Article, Article 338 Outdoor Entertainment, to establish the processes, regulations and standards specific to establishing both temporary and permanent outdoor entertainment uses by expanding the definition of Outdoor Entertainment to include facilities and events for the assembly of 100 or more spectators and participants for any purpose in any outdoor location; to identify a wider range of typical outdoor entertainment activities; to establish permit application and review processes for minor, major, and temporary outdoor entertainment permits, to establish the thresholds to distinguish each permit type; to provide for certain exemptions for establishing the use type on Federal land; and to effect other items necessarily connected therewith and pertaining thereto. The Board of County Commissioners introduced and conducted a first reading of the proposed ordinance on March 27, 2018. Community Services. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: BCC 05-08-18 - Staff Report 2nd reading WDCA17-0003

BCC 5-8-18 - Attachment A - PC Resolution

BCC 5-8-18 - Draft Ordinance - Exhibit A to Resolution

BCC 5-8-18 - Attachment B - PC Staff Report

BCC 5-8-18 - Attachment C - PC Minutes Oct 3, 2017 BCC 5-8-18 - Attachment D - PC Minutes Jan 2, 2018

- Public Hearing: Second reading and adoption of an ordinance amending Washoe County Code Chapter 25 (Business License Ordinance) as part of a comprehensive process to consolidate all permitting and licensing functions for outdoor festivals and outdoor community events under Washoe County Code Chapter 110 (Development Code). The proposed changes are intended to expand the range of uses considered as outdoor entertainment and to establish a clear set of license and permit processes for establishing both permanent and temporary outdoor entertainment uses. The proposed amendments to Chapter 25 are as follows:
  - to Section 25.013, Definitions, to remove the definitions of outdoor festival and outdoor community events and to add a definition for special events, temporary sales and services, carnival, circus, and tent show, to ensure clarity relative to temporary events;
  - to Section 25.0255, Business License Fees for Specific Businesses, to remove subsection (2) (e) regarding daily fees and subsection (6)(a-c) which define the terms Carnival, Circus, Tent Show, Special Event License, and Temporary Sales and Service, to ensure consistency with the new definitions described above;
  - $\cdot$  to remove all sections regarding Outdoor Festivals, specifically Sections 25.263 through 25.307 inclusive; and to effect other items necessarily connected therewith and pertaining thereto.

The Board of County Commissioners introduced and conducted a first reading of the proposed ordinance on March 27, 2018. Community Services. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: BCC 5-8-18 - Staff Report - 2nd reading Chapter 25

BCC 5-8-18 - Attachment A - Chapter 25 Draft Ordinance

23. Recommendation to adopt an updated Development Code Master Fee Schedule pursuant to WCC Section 110.906.05 to add application fees for Temporary Outdoor Entertainment Permits, as authorized in WCC Section 110.338.50. The proposed new permit fees are \$2,081.72 for permits outside the Tahoe Basin and \$1,928.84 for permits inside the Tahoe Basin. These amounts represent the sums of the various components of the review process, including planning, noticing, engineering, utilities, district health, and regional technology. If adopted, authorize the Chair to sign the resolution adopting the updated Development Code Master Fee Schedule on behalf of the Board. COMMUNITY SERVICES DEPARTMENT (All Commission Districts.) FOR POSSIBLE ACTION

<u>Attachments:</u> <u>BCC 5-8-18 - Staff Report - Adopt Master Fee Schedule</u>

BCC 5-8-18 - Attachment A - Resolution with Exhibit A - Adopt

Master Fee Schedule

- 24. Discussion and update pertaining to the Board of County Commissioners Quarterly Dashboard Report. Manager. (All Commission Districts.) FOR POSSIBLE ACTION
  - <u>Attachments:</u> Report Manager BCC Dashboard.pdf
- 25. Possible Closed Session for the purpose of discussing labor negotiations with Washoe County and/or Truckee Meadows Fire Protection District per NRS 288.220.
- 26. Public Comment. Comment heard under this item will be limited to three minutes per person and may pertain to matters both on and off the Commission agenda. The Commission will also hear public comment during individual action items, with comment limited to three minutes per person. Comments are to be made to the Commission as a whole.
- 27. Commissioners'/County Manager's announcements, reports and updates, requests for information or topics for future agendas. (No discussion among Commissioners will take place on this item.)

Adjournment

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

## Chair Berkbigler

Community Homelessness Advisory Board (alternate)

Economic Development Authority of Western Nevada (EDAWN)

Nevada Tahoe Conservation District Board of Supervisors

**Tahoe Prosperity Center Board of Directors** 

Tahoe Regional Planning Agency Governing Board

**Tahoe Transportation District Board of Directors** 

**Tahoe Transportation Commission** 

Truckee Meadows Regional Planning Agency Governing Board

Truckee Meadows Water Authority Board (alternate)

Truckee River Flood Management Authority (alternate)

Washoe County Investment Committee

Washoe County Legislative Liaison

Washoe County Stadium Authority (alternate)

## Vice-Chair Jung

Community Homelessness Advisory Board

Nevada Works

Statewide Partnership on Opioid Crisis

Truckee Meadows Water Authority Board (alternate)

Truckee River Flood Management Authority (alternate)

Washoe County Animal Services Advisory Board

Washoe County Criminal Justice Advisory Committee

Washoe County Internal Audit Committee

Washoe County District Board of Health

Washoe County Investment Committee

Washoe County Open Space and Regional Parks Commission Liaison

Washoe County Senior Services Advisory Board Liaison

Washoe County Stadium Authority

#### Commissioner Lucey

Community Homeslessness Advisory Board

EDAWN (Economic Development Authority of Western Nevada) (alternate)

Nevada Association of Counties Board of Directors (NACO)

**Regional Transportation Commission** 

Reno-Sparks Convention & Visitors Authority

Tahoe Regional Planning Agency Governing Board (alternate)

Tahoe Transportation District Board of Directors (alternate)

Tahoe Transportation Commission (alternate)

Truckee Meadows Water Authority Board

Truckee River Flood Management Authority

Washoe County Debt Management Commission

Washoe County School District Capital Funding Protection Committee

Washoe County School District Oversight Panel

Washoe County Stadium Authority (alternate)

Western Regional Water Commission

#### Commissioner Hartung

Nevada Association of Counties Board of Directors

**Regional Transportation Commission** 

Truckee Meadows Regional Planning Agency Governing Board

Truckee Meadows Water Authority Board

Truckee River Flood Management Authority

Washoe County Senior Services Advisory Board Liaison (alternate)

Washoe County Stadium Authority

Washoe-Storey Conservation District

Western Regional Water Commission

#### **Commissioner Herman**

NevadaWorks (alternate)

State Land Use Planning Advisory Council (SLUPAC)

Truckee Meadows Regional Planning Agency Governing Board

Truckee Meadows Water Authority Board (alternate)

Truckee River Flood Management Authority (alternate)

Verdi Television District (Liaison)

**Vya Conservation District** 

Washoe County School District Capital Funding Protection Committee

Washoe County School District Oversight Panel

Washoe County Stadium Authority (alternate)

Western Nevada Development District

Western Regional Water Commission