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

COUNTY MANAGER Eric P. Brown

ASSISTANT DISTRICT ATTORNEY David Watts-Vial

COUNTY CLERK Nancy Parent



NOTICE OF MEETING AND AGENDA

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

July 21, 2020 10:00 a.m.

No members of the public will be allowed in the BCC Chambers due to concerns for public safety resulting from the COVID-19 emergency and pursuant to the Governor of Nevada's Declaration of Emergency Directive 006 Section 1 which suspends the requirement in NRS 241.023(1)(b) that there be a physical location designated for meetings of public bodies where members of the public are permitted to attend and participate. This meeting will be held by teleconference only.

The meeting will be televised live and replayed on Washoe Channel at: https://www.washoecounty.us/mgrsoff/Communications/wctv-live.php and also on Youtube at: https://www.youtube.com/user/WashoeCountyTV.

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

Accessibility. In compliance with the Americans with Disabilities Act, those requiring accommodation for this meeting should notify the Office of the County Manager at (775) 328-2000, 24 hours prior to the meeting.

Time Limits. Public comments are welcomed during the Public Comment periods for all matters, whether listed on the agenda or not, and are limited to three minutes per person. Additionally, public comment of three minutes per person will be heard during individually numbered items designated as "for possible action" on 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.

Public Comment. Public comment, whether on action items or general public comment, is limited to three (3) minutes per person. No action may be taken on a matter raised under general public comment until the matter is included on an agenda as an item on which action may be taken.

As required by the Governor's Declaration of Emergency Directive 006 Section 2, members of the public may submit public comment by teleconference by logging into the ZOOM webinar by accessing the following link: https://us02web.zoom.us/j/83374109213. NOTE: This option will require a computer with audio and video capabilities. Additionally, public comment can be submitted via email to washoe311@washoecounty.us or by leaving a voice message at: (775) 954-4664. Voice messages received will either be broadcast into the Commission Chamber during the meeting, or transcribed for entry into the record. The County will make reasonable efforts to include all comments received for public comment by email and voice-mail in the record. Please try to provide comments by 4:00 p.m. on July 20, 2020.

Pursuant to NRS 241.020, the Agenda for the Board of County Commissioners has been electronically posted at www.washoecounty.us/bcc/board_committees/ and https://notice.nv.gov. Pursuant to Section 3 of the Declaration of Emergency Directive 006 ("Directive 006"), the requirement in NRS that notice agendas be physically posted within the State of Nevada has been suspended.

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) Elizabeth Jourdin, Assistant to the County Manager, (775) 328-2000 and on Washoe County's website www.washoecounty.us/bcc

10:00 a.m.

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

 Certificates honoring the following Washoe County employees who have completed essential employee development courses--Human Resources

Alicia Berkbigler, Office Assistant Specialist, WCSO - RPSTC, Essentials of SAP for Financial Staff

Nancy Cummins, Fiscal Compliance Officer, Health District, Essentials of SAP for Financial Staff

Monica Kirkendall, Office Assistant II, Human Services Agency, Promote Yourself! Mini Certificate Program

Jennifer Leiker, Office Support Specialist, Sheriff's Office, Promote Yourself! Mini Certificate Program

Rick Nemitz, Office Assistant II, District Attorney, Promote Yourself! Mini Certificate Program

Corissa Riley, Office Assistant II, Human Services Agency, Promote Yourself! Mini Certificate Program

- 6. Appearance and presentation by Washoe County District Health Officer Kevin Dick on COVID-19 impacts within Washoe County, to include an update on community symptomatic and asymptomatic testing, contact tracing operational plan, hospital COVID-19 patient capacity and surge planning, and launch of community messaging campaign on the novel corona virus. FOR DISCUSSION ONLY
- Appearance by Washoe County Assistant County Manager, Kate Thomas for an update, discussion, and possible direction regarding the Washoe County Our Place project.
 Manager's Office and Human Services Agency. (All Commission Districts.) FOR POSSIBLE ACTION

8. <u>Donations. FOR POSSIBLE ACTION</u>

8.A. Recommendation to accept donations [\$320,000] from the Wilbur May Foundation (retroactive to date of receipt): \$220,000 restricted for FY21 general operating support of the Wilbur D. May Center, excluding all County overhead and \$100,000 restricted to support FY21 temporary exhibits at the Wilbur D. May Museum. Community Services. (Commission District 3.) FOR POSSIBLE ACTION

<u>Attachments:</u> <u>BCC 07-21-20 - Staff Report - May Foundation donations.doc</u>

8.B. Recommendation to accept one-time appreciation gift donations [estimated value of \$2,935.00, including a \$25.00 cash donation] from private citizens to the Washoe County Sheriff's Office, and if approved, authorize Comptroller's Office to make appropriate budget amendments. Sheriff. (All Commission Districts.) FOR POSSIBLE ACTION

<u>Attachments:</u> BCC 07-21-20 - Sheriff - Appreciation Donations [\$2,935]

9. Consent Items. FOR POSSIBLE ACTION

9.A. Approval of minutes for the Board of County Commissioners' regular meetings of June 16, 2020 and June 23, 2020, and the special meetings of June 19, 2020 and June 30, 2020. Clerk. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: BCC2020-06-16W

BCC2020-06-19SpecialW

BCC2020-06-23W

BCC2020-06-30SpecialW

9.B.1. Recommendation to approve a Temporary Construction Agreement and Temporary Construction Deed between Washoe County and Mayberry Gardens, LLC for the installation of underground gas and electrical lines in a ±5,225 square foot area on Betsy Caughlin Donnelly Park; and approve an Electrical Easement Deed and Gas Easement Deed between Washoe County and NV Energy for the installation and maintenance of those same gas and electrical lines; and, if approved, authorize the Chair to sign the associated documents on behalf of Washoe County. Community Services. (Commission District 1.) FOR POSSIBLE ACTION

Attachments: BCC - 07-21-2020 - Staff Report - BCD Gas and Electrical

Easements.doc

BCC - 07-21-2020 - Temporary Construction Agreement.doc

BCC - 07-21-2020 - Exhibit 1 to Temp. Construction Agreement -

Easement Deed.docx

BCC - 07-21-2020 - Exhibit A to Temporary Construction

Easement Deed.pdf

BCC - 07-21-2020 - NV Energy Electrical Easement Deed.pdf

BCC - 07-21-2020 - NV Energy Gas Easement Deed.pdf

9.B.2. Recommendation to approve an Easement Deed between Washoe County and Mayberry Gardens, LLC, to accept a ±1,267 square foot utilities easement that would allow Washoe County to manage and maintain underground water and electrical lines to serve future recreational development at Betsy Caughlin Donnelly Park. Community Services. (Commission District 1.) FOR POSSIBLE ACTION

<u>Attachments:</u> <u>BCC - 07-21-2020 - Staff Report - Washoe County Utilities</u>

Easement.doc

BCC - 07-21-2020 - Utilities Easement Deed for County.docx

BCC - 07-21-2020 - Exhibit A - Washoe County Utilities

Easement.pdf

9.B.3. Recommendation to approve a Grant of Easement between Washoe County and NV Energy, to allow for the relocation of an overhead utility line within a described easement totaling ±2,468 square feet on Washoe County Parcel APN 164-022-02. Community Services. (Commission District 2.) FOR POSSIBLE ACTION

<u>Attachments:</u> <u>BCC 07-21-2020 - Staff Report - NV Energy Easement</u>

BCC 07-21-2020 - NV Energy Easement APN 164-022-02

9.C.1. Recommend Acknowledgement of Annual Report from the Internal Audit Division for Fiscal Year Ending June 30, 2020. Manager's Office. (All Commission Districts.) FOR POSSIBLE ACTION

<u>Attachments:</u> <u>Staff Report Internal Audit Annual Report to BCC</u>

9.C.2. Recommend acknowledgement of the three-year schedule of audits for the Internal Audit Division. Manager's Office. (All Commissioner Districts.) FOR POSSIBLE ACTION

<u>Attachments:</u> <u>Staff Report Internal Audit Three Year Schedule to BCC</u>

9.C.3. Recommendation to approve and execute the Public Records Policy pursuant to Nevada Revised Statues Chapter 239 and to incorporate changes made by the 2019 Nevada Legislature. Manager's Office. (All Commission Districts.) FOR POSSIBLE ACTION

<u>Attachments:</u> <u>Public Records</u> Policy Staff report

Public Records Policy 2020

9.D. Recommendation to approve the retroactive purchase of public safety tasers and auxiliary equipment offered by Axon Enterprise, Inc, that exceeds [\$100,000.00] but remains within available adopted FY20 Budget Authority in the amount of [\$137,312.00]. This purchase is exempt from competitive bidding requirements per NRS 332.115. Sheriff. (All Commission Districts) FOR POSSIBLE ACTION.

<u>Attachments:</u> BCC 07-21-20 - Sheriff - Taser Purchase [\$137,312]

Sole Source - Tasers

9.E.1. Recommendation to approve an extension to the agreement with the Regional Transportation Commission (RTC) for a Non-Urbanized Paratransit Program to provide for the transportation of senior citizens and people with disabilities in the amount of [\$29,000], retroactive to July 1, 2020 through June 30, 2021; and authorize the County Manager to execute the agreement. Human Services Agency. (Commission Districts 1 and 5.) FOR POSSIBLE ACTION

<u>Attachments:</u> <u>BCC 07-21-20 TMP 4213 RTC Non-Urbanized Paratransit Program</u>

[\$29,000]

Washoe County Senior Services Extension Letter FY21 - RTC

Executed

FY10 Agreement
FY15 Agreement

FY16 Agreement (Increasing the Maximum Amounts)

FY17 Agreement FY18 Agreement FY19 Agreement FY20 Agreement

9.E.2. Recommendation to accept the FY21 Differential Response subaward from the State of Nevada Division of Child & Family Services in the amount of [\$142,545; no County match], retroactive to July 1, 2020 through June 30, 2021 to support Differential Response services to at-risk families in the child welfare system; authorize the Director of the Human Services Agency to execute the Award; and direct the Comptroller's office to make the necessary budget amendments. Human Services Agency. (All Commission Districts.) FOR POSSIBLE ACTION

<u>Attachments:</u> BCC 07-21-20 Item 4219 Accept FY21 Differential Response Grant

[\$142,454; no county match]

314567-21-004 DR NOSA- WCHSA (1)

9.E.3. Recommendation to approve a subgrant award from the United Way of Northern Nevada and the Sierra's Emergency Food and Shelter Program in the amount of [\$18,480; no match requirement]; retroactive from January 1, 2020 through April 30, 2021 for emergency food assistance; authorize the Director of the Human Services Agency to execute the subgrant award and related documents; and direct the Comptroller to make necessary budget amendments. Human Services Agency. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: BCC 07-21-20 TMP 4220 Accept United Way EFSP Grant

[\$18,480]

37 Award Letter - WCHSA 06.02.20

End of Consent Items

10. Presentation, discussion, and possible action to approve a proposed settlement agreement between Washoe County and the League to Save Village Assets, Inc., the terms of which will result in dismissal by Washoe County of the appeal of the District Court's decision in Village League to Save Incline Assets, Inc., et.al. vs. State of Nevada, et.al., Case No. CV03-06922, Supreme Court case no 80092, payment by Washoe County of refunds to Incline Village/Crystal Bay residential property owners/taxpayers for the 2003-04, 2004-05, and 2005-06 tax years in the total estimated amount of \$56 million, the County's portion of which is \$23.8 million and the remainder attributable to the Washoe County School District, North Lake Tahoe Fire Protection District, Incline Village Improvement District, State of Nevada, with refund payments beginning July 1, 2021 and made pursuant to claims processes and timelines described in the agreement; an interest holiday during which time no interest will be paid from July 1, 2021 to June 30, 2023; and other terms as described in the settlement agreement; if the settlement agreement is not approved, discussion and possible action by the Board regarding a proposed alternative settlement agreement and to authorize staff to present that alternative agreement and any other terms of settlement as directed by the Board to Incline Village/Crystal Bay residential property owners/taxpayers through their counsel as a counter-offer. Manager's Office. (All Commission Districts.) FOR POSSIBLE ACTION.

11. Recommendation to approve a request to initiate proceedings to amend the Washoe County Code (Chapter 50 - Public Peace, Safety and Morals) pursuant to a request by Commissioner Herman to identify that Parcel 087-021-20 is exempt from the congested shooting boundary to allow legal target shooting; and direct the County Clerk to submit the request to the District Attorney for preparation of a proposed ordinance, pursuant to Washoe County Code Section 2.030 and 2.040. Community Services. (All Commission Districts.) FOR POSSIBLE ACTION

<u>Attachments:</u> BCC 07-21-20 - Staff Report - request to amend WCC Chapter

50.doc

BCC 07-21-20 - Letter of request to Washoe County Clerk.docx

12. Recommendation to award a bid and approve the Agreement to the lowest responsive, responsible bidder for the 2020/2021 Slurry Seal for Selected Streets in Washoe County, PWP-WA-2020-270 project [staff recommends Sierra Nevada Construction in the amount of \$2,234,007.00]; and approve a separate project contingency fund [in the amount of \$250,000]. Community Services. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: BCC 07-21-20 Staff Report - 2021 Slurry

BCC 07-21-20 Exhibit A - 20 21 Plan Descriptions - BCC list copy

BCC 07-21-20 FY 20 21 Slurry Seal SNC Construction Agreement

BCC 07-21-20 FY 20 21 2020-21 Slurry Seal - Attachment 1 Ins.

13. Recommendation to award Washoe County Bid No. 3137-20 and authorize the Purchasing and Contracts Manager to execute a 1-year purchase order agreement for the rental, operation, and maintenance of flood water and seepage pumping and piping systems around Swan Lake and at the Lemmon Valley Waste Water Treatment Plant, effective August 1, 2020, [staff recommends Cashman Equipment, in the amount not to exceed \$740,000.00] and if approved, further authorize the Purchasing and Contracts Manager to execute possible future renewals to the purchase order agreement for up to 4 additional years, contingent on budget availability and approval from the County Manager, [an annual amount not to exceed \$740,000.00 plus any change for the CPI-U based on preceding years 12-months index change, effective July 1st of each year, and applied to the previous years adjusted base fee]. Community Services. (Commission District 5.) FOR POSSIBLE ACTION

<u>Attachments:</u> BCC 07-21-20 - Staff Report - Swan Lake.docx

BCC 07-21-20 - Swan Lake Map.pdf

14. Recommend to accept FY21 Victims of Crime Act (VOCA) Innovative sub-grant award from the State of Nevada, Division of Child and Family Services to support services for Commercial Sexual Exploitation of Children (CSEC) in the amount of [\$150,000; \$37,500 County match] retroactive for the period of July 1, 2020 to June 30, 2021; authorize Director of Human Services Agency to retroactively execute the sub-grant and related documents; and direct the Comptroller's office to make the necessary budget amendments. Human Services Agency. (All Commission Districts.) FOR POSSIBLE ACTION

<u>Attachments:</u> BCC 07-21-20 TMP 4218 FY21 VOCA CSEC [\$150,000; \$37,500

county match].

SFY21 VOCA NOSA WC CSEC Needs Signatures

Discussion and possible recommendation to appoint Sergeant Justin Roper as the Acting Chief of the Department of Alternative Sentencing (DAS) per Washoe County Code 11.030 and approve a 10% salary adjustment due to the retirement of Chief Joseph Ingraham effective August 7, 2020. Manager's Office. (All Commission Districts.) FOR POSSIBLE ACTION

<u>Attachments:</u> Chief Recruitment Staff Report Final

16. Recommendation to approve contract for armed and unarmed professional security services via the State of Nevada contract CETS#19049, awarded to Allied Universal Security, retroactive to July 1, 2020 through June 30, 2021. Estimated annual expenditures are anticipated as [\$2,526,189] for FY21. If approved, authorize the Purchasing and Contractors Manager to execute the agreement. Manager's Office. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: Staff Report Allied Universal Security Contract FY21

Allied Security Contract July 2020_Pending BCC Approval

17. Accept Registrar of Voters' submission of the Petition to Establish the Unincorporated Town of "Warm Springs Valley" per NRS 269.540(2) and confirmation that the Registrar of Voters has verified that the petition presented to the Board of County Commissioners contains the requisite number of signatures for this petition to be brought to the Board for further action, and direction to staff to review and return to the Board with recommendations for further Board action which may include the placement of the question on the 2020 General Election Ballot by resolution, per NRS 269.550(2). Registrar of Voters. (All Commission Districts.) FOR POSSIBLE ACTION

<u>Attachments:</u> 7-21-2020 Staff Report Warm Springs Valley Petition.doc

AMENDED Warm Springs Valley.pdf
Warm Springs Petition Raw Count.pdf

Warm Springs Valley Results of Sig Exam.pdf

Warm Springs Valley Petition.pdf

18. Recommendation to approve Fiscal Year 2020/2021 annual renewal of Accela product subscriptions in an amount [not to exceed \$467,000]. Technology Services. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: BCC 07-21-20 - Staff Report - FY21 Accela License Renewal

BCC 07-21-20 - FY21 Accela Invoice

<u>Public Hearing.</u> (Note: Due to public testimony and discussion, time expended on the item in this category can vary.)

(Note: Items listed under this heading only will be heard at or after the noted time. In no case will it be heard before the stated time. Due to public testimony and discussion, time expended on the item in this category can vary.)

19. Public Hearing: Appeal of the Washoe County Planning Commission's denial of Regulatory Zone Amendment Case Number WRZA20-0003 (Reno Christian Fellowship) to amend the Southwest Truckee Meadows Regulatory Zone Map, a component of the Southwest Truckee Meadows Area Plan, to change the regulatory zone for 3 parcels (APN: 049-153-10, 11 & 12) totaling 12.55 acres from Low Density Suburban (LDS) (1 dwelling unit/acre maximum- allowing up to 12 units) to Medium Density Suburban (MDS) (3 dwelling units/acre maximum- allowing up to 36 units) for Reno Christian Fellowship, Inc. The parcels are located adjacent to and west of the church. And, if approved, authorize the chair to sign a resolution to this effect. Community Services. (Commission District 2.) FOR POSSIBLE ACTION

<u>Attachments:</u> <u>BCC 7-21-20 - Staff Report - Appeal WRZA20-0003 RCF</u>

BCC 7-21-20 - Attachment A - Appeal Application

BCC 7-21-20 - Attachment B - Action Order
BCC 7-21-20 - Attachment C - PC Staff Report

BCC 7-21-20 - Attachment D - PC Minutes

BCC 7-21-20 - Attachment E - BCC RZA Resolution

BCC 7-21-20 - Attachment F - Public Comment

BCC 7-21-20 - WRZA20-0003 RCF - Staff Presentation

End Of Scheduled Public Hearings

- 20. Possible Closed Session for the purpose of discussing labor negotiations with Washoe County and/or Truckee Meadows Fire Protection District per NRS 288.220. FOR POSSIBLE ACTION
- 21. 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.
- 22. Commissioners'/County Manager's announcements, reports and updates to include boards and commissions updates, requests for information or topics for future agendas. (No discussion among Commissioners will take place on this item.)

Adjournment

^{**}Due to the large size of the supporting material for this item, hard copies are not being provided to County Commissioners. Electronic copies are available on Washoe County's website at: https://www.washoecounty.us/bcc/board_committees/index.php

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

Chair Lucey

Community Homelessness Advisory Board

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

Nevada Association of Counties Board of Directors (NACO)

Regional Transportation Commission

Reno-Sparks Convention & Visitors Authority

Tahoe Regional Planning Agency Governing Board (alternate)

Tahoe Transportation District Board of Directors (alternate)

Tahoe Transportation Commission (alternate)

Truckee Meadows Water Authority (alternate)

Truckee River Flood Management Authority (alternate)

Washoe County Criminal Justice Advisory Committee

Washoe County Investment Committee

Washoe County Legislative Liaison

Washoe County School District Capital Funding Protection Committee

Washoe County School District Oversight Panel

Washoe County Stadium Authority (alternate)

Western Regional Water Commission

Vice-Chair Berkbigler

Community Homelessness Advisory Board

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

Nevada Tahoe Conservation District Board of Supervisors

Tahoe Prosperity Center Board of Directors

Tahoe Regional Planning Agency Governing Board

Tahoe Transportation District Board of Directors

Tahoe Transportation Commission

Truckee Meadowsl Regional Planning Agency Governing Board

Truckee Meadows Water Authority Board (alternate)

Truckee River Flood Management Authority (alternate)

Washoe County District Board of Health

Washoe County Stadium Authority (alternate)

Commissioner Jung

Nevada Works (alternate)

Statewide Partnership on Opioid Crisis

Truckee Meadows Water Authority Board (alternate)

Truckee River Flood Management Authority (alternate)

Washoe County Animal Services Board

Washoe County Legislative Liaison

Washoe County Open Space and Regional Parks Commission

Washoe County Senior Services Advisory Board Liaison

Washoe County Stadium Authority

Commissioner Hartung

Community Homelessness Advisory Board (alternate)

Nevada Association of Counties Board of Directors

Regional Transportation Commission

Truckee Meadows Regional Planning Agency Governing Board

Truckee Meadows Water Authority Board

Truckee River Flood Management Authority

Washoe County Internal Audit Committee (alternate)

Washoe County Investment Committee

Washoe County Stadium Authority

Western Regional Water Commission

Commissioner Herman

Nevada Association of Counties Board of Directors (alternate)

NevadaWorks

State Land Use Planning Advisory Council (SLUPAC)

Truckee Meadows Regional Planning Agency Governing Board

Truckee Meadows Water Authority Board

Truckee River Flood Management Authority

Verdi Television District (Liaison)

Vya Conservation District

Washoe County Debt Management Commission

Washoe County Internal Audit Committee

Washoe County Senior Services Advisory Board Liaison (alternate)

Washoe County School District Capital Funding Protection Committee

Washoe County School District Oversight Panel

Washoe County Stadium Authority (alternate)

Washoe-Storey Conservation District

Western Nevada Development District

Western Regional Water Commission