

**BOARD OF COUNTY COMMISSIONERS
WASHOE COUNTY, NEVADA**

TUESDAY

10:00 A.M.

SEPTEMBER 22, 2020

PRESENT:

Bob Lucey, Chair

Marsha Berkbigler, Vice Chair

Kitty Jung, Commissioner (via telephone)

Vaughn Hartung, Commissioner

Jeanne Herman, Commissioner

Nancy Parent, County Clerk

Eric Brown, County Manager

David Watts-Vial, Assistant District Attorney (via Zoom)

The Washoe County Board of Commissioners convened at 10:00 a.m. 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:

20-0650 AGENDA ITEM 3 Public Comment.

Mr. Hugh Ezzell said he arrived at the Washoe County Administrative Complex early that morning and observed many County offices were open, as were restaurants and stores throughout the State. He wondered why the County's Building and Community Services Departments were not open to the public. He observed both departments were important to the community. He acknowledged both departments conducted business by phone and email, but the offices were closed to the public. He opined those departments needed to reopen.

A voicemail from Ms. Annemarie Grant was played in Chambers. She shared the Commissioners' salaries. She played part of the audio recording of her brother's arrest. She noted a County jail inmate had tested positive for COVID-19, so she asked about the safety precautions taken to ensure inmates were safe from illness and infection.

Ms. Parent read an email by Ms. Elise Weatherly. In it, Ms. Weatherly spoke about God, Grace Community Church, and Pastor John F. MacArthur.

As read by Ms. Parent, Mr. Daniel Purdy alleged his brother Thomas Purdy was murdered in the County jail. He thought the Commissioners needed to think about community members instead of focusing on their next election. He urged the Board to protect community members from police brutality by ensuring policies were followed at the jail.

20-0651 **AGENDA ITEM 4** Announcements/Reports.

County Manager Eric Brown pointed out it was National Voter Registration Day. He urged residents to ensure they were registered to vote in Washoe County, noting that October 6 was the last day to register by mail, at the Department of Motor Vehicles (DMV), or through other outside agencies. He said residents would require a valid Nevada driver's license or identification card to register, and he mentioned the DMV had added Saturday hours for new residents, during which they could get their identification card and register to vote.

Mr. Brown said staff would provide an update about the County's Coronavirus Aid, Relief, and Economic Security funds during the next Board meeting. He stated the County was reimbursed by the State for some early expenses made by the Regional COVID-19 Incident Management Team. Reimbursement requests for approximately \$4 million had been submitted to the Federal Emergency Management Agency (FEMA) as well, but those expenses had not been reimbursed yet. He indicated the County was in good condition, but no new initiatives would be undertaken until the FEMA reimbursement situation became clearer.

Vice Chair Berkgigler mentioned the passing of Supreme Court Justice Ruth Bader Ginsburg. She said Justice Bader Ginsburg was an excellent Supreme Court Justice who had performed valuable work for women's rights during her many years of service. Vice Chair Berkgigler expressed condolences and support for Justice Bader Ginsburg's family.

Commissioner Hartung said he received a constituent note about garbage along eastbound Interstate 80 (I80) from Vista Boulevard through Wadsworth. He said he would contact the Regional Transportation Commission about the issue. He inquired about working with the Nevada Department of Transportation (NDOT) on the issue because I80 was their right of way.

Commissioner Hartung stated a constituent who owned a 24-acre parcel in Spanish Springs contacted him about a property subdivision issue. The constituent wanted to subdivide the parcel into two 12-acre parcels, but the Spanish Springs Area Plant appeared to prohibit the subdivision. He wondered about that restriction because he had been told by staff a 40-acre parcel could be subdivided into four 10-acre parcels. He requested a future agenda item about this issue.

Commissioner Hartung mentioned he received complaints from constituents about speeding in the area near Goldeneye Parkway. He acknowledged speeding was prominent throughout Spanish Springs and in other areas, but he wished to make staff aware of those complaints. He said the constituents who submitted the complaints had requested a four-way stop. He knew there was a process for approving a four-way stop and he thought a staff presentation about those requirements would be beneficial.

Chair Lucey referred to the public comment made by Mr. Hugh Ezzell and asserted the community needed some clarity regarding COVID-19 (C19) closures. He noted the C19 Task Force, Governor Steve Sisolak, and the Local Empowerment Advisory Panel provided directives, but the municipalities had to interpret those directives to determine which services could be opened and which would remain closed. He stated he discussed regulations with the Washoe County School District (WCSD) Superintendent, noting there had been few in-person school days since the beginning of the school year because of various safety considerations for children. The initial concerns about C19 safety measures were compounded by poor air quality from surrounding fires. The WCSD also had to consider the limitations of older schools to filter air and provide sufficient space for social distancing. The issues faced by the WCSD demonstrated the need for a clearer understanding of the necessary precautions going forward. He thought there were approximately 30 directives in place, so local business owners and the general public experienced confusion and frustration. He reiterated the need for a clear plan to move forward. People needed to return to jobs, so reopening efforts needed to advance.

Chair Lucey noted he and Commissioner Hartung sat on the Regional Transportation Commission Board and they had discussed safety on Mount Rose Highway. He mentioned there was another accident the prior evening on Mount Rose Highway at Callahan Road. He and Commissioner Hartung had asked NDOT to provide solutions multiple times. He said NDOT indicated studies would be conducted, but he no longer wanted to wait; he wanted staff from the Community Services Department (CSD) to become involved in finding solutions. He asserted too many lives had been lost on roads like Mount Rose Highway and Pyramid Highway. He said the County relied on the State and NDOT to take action, but the issues were continually deferred, so he thought it was time for the County to intervene. He inquired about the requirements for the installation of intersections and said he would seek federal money if necessary. He noted there were many State and federal roads within the County that were not regularly maintained. He asked staff to examine how the County might acquire those roads.

Chair Lucey said he was contacted by body art professionals about regulations for piercings. Most body art professionals performed tattoos, but there were questions about nose and lip piercing services. He believed Directive 24 indicated procedures on nostrils could be performed if certain protocols were observed. He said Director of the Department of Business and Industry Terry Reynolds indicated the County needed Washoe County District Health Officer Kevin Dick to approve a standard operating procedure (SOP) for the body art industry outlining piercing protocols. Chair Lucey said he had an SOP for Mr. Dick to review so body art professionals could start offering that service.

Chair Lucey said he and Vice Chair Berkbigler were contacted by a resident who lived near Nick Poulakidas Elementary School regarding a target shooting incident that occurred several weeks prior. Some individuals had been shooting at the end of Western Skies Drive on what they thought was public land, and stray bullets went through homes located in Damonte Ranch. The Reno Police Department was called, a case was started, and they spoke with those individuals. Chair Lucey noted the issue was similar to

prior shooting incidents which occurred near hiking trails on Peavine Peak. He wanted the Sheriff's Office to become involved in determining whether congested areas were enforced and evaluating where signs were needed. He expressed dismay about the incident because bullets went through homes and it happened so close to a school. He asked for a discussion with CSD staff about signage to identify congested areas.

Chair Lucey reported the Reno-Sparks Convention & Visitors Authority Board spent approximately seven hours the prior day interviewing candidates for the Chief Executive Officer position. He said the Board interviewed three candidates and it had been a difficult decision. Mr. Charles Harris was selected as the top candidate and negotiations for his contract were underway. He hoped Manager Brown would have an opportunity to meet with Mr. Harris in the near future. He noted homelessness was a big topic of discussion during the interviews.

In reference to the SOP for body art professionals, Commissioner Jung said that industry had extensive experience dealing with blood-borne illness, so she figured they would reopen before hair salons. She noted body art professionals learned about blood-borne illness because of the acquired immunodeficiency syndrome epidemic; they had safety measures in place. She offered assistance with the SOP discussion if necessary.

Commissioner Hartung reminded the Board that he wrote about the body art industry the prior March. He stated body art professionals operated their businesses with the assumption that every patron had blood-borne pathogens. In his white paper, he used methodologies and protocols which were acceptable for medical offices. He offered to share the information with the Board and Mr. Brown. He agreed it made no sense to allow tattoos but not piercings since both dealt with blood.

Commissioner Hartung expressed consternation because NDOT increased the speed limit on Pyramid Highway from 45 miles per hour to 55 without informing the County's engineering staff. He acknowledged people driving through Spanish Springs preferred the higher speeds. He also mentioned the acceleration lane on Pyramid Highway from Sha Neva Road through Calle De La Plata needed to be extended to Egyptian Drive because of the large amount of truck traffic. He asserted being proactive was better than being reactive.

Chair Lucey agreed with Commissioner Hartung and asked staff to prepare a presentation about State roads within the County which had been identified as needing repairs, acquisition, or safety measures. He said both he and Commissioner Hartung had made requests during RTC Board meetings, but he thought it was time for the County to address serious road issues collectively.

20-0652

AGENDA ITEM 5 Recommendation to accept a budget presentation by Holly Gatzke of the University of Nevada, Cooperative Extension, and approval and adoption pursuant to NRS 549.020 of the FY20 budget in the amount of \$1,389,960 and the FY21 budget in the amount of \$1,730,671 plus an additional \$ 268,092 for addressing building costs and COVID19 programming for a total FY 21 budget of \$1,998,763 for continued educational, research, outreach and service programs pertaining to agriculture, community development, health and nutrition, horticulture, personal and family development, and natural resources in the rural and urban communities in the State of Nevada. Manager's Office. (All Commission Districts.)

Using the Zoom app, Holly Gatzke, Northern Area Director for the Washoe County University of Nevada Cooperative Extension (UNCE), said budget documentation had been submitted but not presented to the Board. She referred to the budget memorandum section B, which outlined the fiscal year (FY) 2020 budget for Board approval. She reviewed budgeted items and amounts.

Commissioner Jung stated the budget included a contingency of approximately \$1.5 million. Ms. Gatzke confirmed that was correct, and she would explain how that worked. Commissioner Jung asked whether the contingency budget was like the ending fund balance. Ms. Gatzke replied that it was, but it depended on the time of year. Commissioner Jung wanted to know what funds remained when UNCE closed their books at the end of the year. Ms. Gatzke said it was close to the contingency budget, but a carryover amount was reserved.

Commissioner Jung asked how much was carried over at the end of each year. Ms. Gatzke referred to part C of the FY 2021 memorandum which outlined the contingency fund allocations. She stated UNCE proposed a minimum contingency balance of \$1.133 million, which was equal to 75 percent of personnel costs. The carryover would allow UNCE to pay salaries in the event of an economic crash. She hoped the carryover would also sustain programming through an economic downturn because extension programs became more important during challenging times.

Ms. Gatzke explained the amount allocated to risk account backup covered anticipated grant funding. She said UNCE had a significant number of grant projects, but sometimes grant funds were not received quickly enough to start the programming. Money was borrowed from the risk account and repaid when grant funds were received. She noted a portion of the contingency fund was budgeted for renovations and repairs. The UNCE office had some minor renovations to increase capacity for staff, expanded programming due to COVID-19 (C19), and grant-funded programs. She said the addition of an outdoor facility had been discussed for 4-H and master gardener programming. The structure would be simple since all that was needed was some storage space and protection from the weather for outdoor activities.

Ms. Gatzke stated the budgeted carryover amounts for personnel and operating costs would cover temporary staff. She said some underserved communities faced additional stresses due to C19, so UNCE proposed hiring additional staff for FY 2021 to address the extra needs of those communities. She noted the contingency fund had increased during the last couple of years because property tax had increased. She thought the additional carryover and increased pressures from C19 made some UNCE programming more important for underserved communities.

Commissioner Jung asked whether Ms. Gatzke could provide UNCE's revenue sources by percentage. Ms. Gatzke referred to the first page of the FY 2021 Extension budget memorandum which provided the revenue amounts by source. She said she did not have the percentages.

Commissioner Jung asked whether Ms. Gatzke reported to a board or a supervisor. Ms. Gatzke said she reported to UNCE Director Dr. Ivory W. Lyles, but UNCE had a strong partnership with Washoe County because the County provided a significant portion of their funding. She said a discussion about creating an advisory board had taken place when she last presented to the Board. Those plans were delayed due to C19 and the focus became establishing programming where it was most needed, but the advisory board was still part of her plans. She concluded by summarizing the projected budget for FY 2021.

Chair Lucey restated the UNCE budget for FY 2020 had not been approved by the Board because of C19, but Ms. Gatzke sought approval for the FY 2021 budget. He asked whether UNCE was mandated to have a percentage of their budget as in-fund balance. He understood her recommendation was to keep \$1.133 million as the minimum contingency. Ms. Gatzke replied that was correct. She believed the contingency fund minimum required by the State was approximately 9.8 percent. She said UNCE respected contingency requirements for each county. She recommended \$1.133 million because UNCE was so salary heavy; the contingency fund would need to cover salaries should the income tax base drop dramatically.

Chair Lucey said Commissioner Jung asked about UNCE's revenue by percentage. He calculated the percentages based on the figures submitted by Ms. Gatzke, noting the revenue contributions were 46 percent from the County, 13 percent from federal and State funds, and 39 percent from Sponsored Projects. He asked for an explanation of Sponsored Projects. Ms. Gatzke responded Sponsored Projects was the University of Nevada, Reno (UNR) department that handled grants and gifts, so that revenue category encompassed any money from outside agencies. Most of those funds were from grants and were earmarked for specific programs, such as the SNAP-Ed program which provided education about eating and living healthy. She said she had been working on increasing grant funding because federal and State funding had decreased while salary and operation expenses had increased steadily. She remarked Sponsored Project revenue varied significantly.

Commissioner Jung asked who employed and paid UNCE staff. Ms. Gatzke replied UNR. Commissioner Jung stated UNCE staff was employed by the Nevada System of Higher Education (NSHE). Ms. Gatzke said that was correct, but UNCE had a separate line item so they were not paid through general UNR funds.

Commissioner Jung asked why UNCE did not report to the NSHE Board of Regents since they were paid through the NSHE. She thought UNCE needed to report to an elected body because they were funded by tax dollars. She understood the need for a contingency budget but expressed concern about resource allocation in light of the added community needs resulting from C19. She thought resources needed to be deployed strategically to address the social and economic needs of the community. She wanted justification for allocating this funding to UNCE from property taxes while asking County staff to accept cuts in funding. She acknowledged the dollar amounts were a fraction of the County's budget, but she thought the reporting structure was insufficient. She understood UNCE programming covered a wide range of community needs, but the reporting structure needed to be changed and the County needed to take the issue to the Legislature.

Commissioner Jung asked what would happen if the Board did not approve the UNCE budget. Ms. Gatzke replied a portion of property tax was designated for UNCE at the time of collection. She stated UNCE worked in partnership with counties, school districts, and non-profit organizations to develop and adapt programming to fit community needs. She said the State audited UNCE annually to ensure funds were spent on productive programming, and County funds were spent in every county.

Chair Lucey understood Nevada Revised Statutes (NRS) dictated the property tax earmarked for UNCE went directly to them, whether or not the Board approved the budget. He said Dr. Lyles and Ms. Gatzke had the ability to use the money in whatever way they felt would best meet community needs. He thought UNCE worked with the County in a collaborative effort because they received the funding whether or not the County approved the budget. He agreed with Commissioner Jung in expressing frustration about the reporting structure. He thought more involvement with County outreach centers was needed. He asked County Manager Eric Brown to arrange discussions with Ms. Gatzke and Dr. Lyles about providing better programming at County outreach centers for at-risk individuals.

Assistant District Attorney David Watts-Vial said UNCE funding was an unusual piece of law from NRS 549.020 which required the County to levy a tax of not less than \$.01 for every \$100 of taxable property. Those taxes went into a fund for UNCE and the Board was required to adopt their budget, normally as part of the annual County budget. He stated Commissioner Jung was correct in saying any changes to the Statute would need to be made through the Legislature. He said the issue would be appropriate for a future agenda item.

Ms. Gatzke mentioned the extra salary for emergency C19 staff proposed in the budget included a Washoe Program Manager position. The position would be temporary with the goal of making it permanent. The Washoe Program Manager would

work closely with County staff with a focus on closing the gaps in student achievement and providing life skills programming for adults. The position was based on prior discussions with the Board and the community. She felt it was important to have a staff person dedicated to working closely with the County, helping UNCE programming align with County needs.

There was no response to the call for public comment.

On motion by Commissioner Herman, seconded by Vice Chair Berkgigler, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 5 be accepted, approved, and adopted.

DONATIONS

20-0653 **6A** Recommendation to accept the donation of one Rectangular Rapid Flashing Beacon system [estimated value of \$9,547] from Renown Health/Safe Kids Washoe County to improve regional school pedestrian safety. Community Services. (All Commission Districts.)

Vice Chair Berkgigler read the donation and thanked Renown Health. She stated the donated system would be well used.

There was no response to the call for public comment.

On motion by Vice Chair Berkgigler, seconded by Commissioner Hartung, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 6A be accepted.

CONSENT AGENDA ITEMS – 7A1 THROUGH 7E

20-0654 **7A1** Approval of minutes for the Board of County Commissioners' special meeting of August 4, 2020. Clerk. (All Commission Districts.)

20-0655 **7A2** Approval of minutes for the Board of County Commissioners' regular meeting of August 18, 2020 and the special meeting of August 31, 2020. Clerk. (All Commission Districts.)

20-0656 **7B1** Recommendation to approve amending Section 8.1 of the Washoe County 457(b) Deferred Compensation Plan Document to reflect that if no beneficiary designation is in effect upon the Participant's death, the payment of the account, if any, payable under the Plan shall be made to the Participant's Surviving Spouse; and if approved, authorize Director of Human Resources/Labor Relations to execute same. [No fiscal impact.] Human Resources. (All Commission Districts.)

- 20-0657** **7B2** Recommendation to correct the pay grade for Inmate Work Program Leader from H to I as reviewed by the Job Evaluation Committee and Korn Ferry retroactively to July 1, 2019; and authorize Human Resources to make the necessary changes. [Net fiscal impact is estimated at \$31,700] Human Resources. (All Commission Districts.)
- 20-0658** **7C** Recommendation to approve a Library Services and Technology Act (LSTA) mini grant-in-aid award through the Nevada State Library, Archives and Public Records, in the amount of [\$10,000.00, \$1,000.00 in-kind match required] for a retroactive term of July 9, 2020 through August 31, 2021; Direct the Comptroller's Office to make the necessary budget amendments; and authorize the Director to sign the grant award documents. Library. (All Commission Districts.)
- 20-0659** **7D1** Recommendation to accept the Bomb Squad Enhancement award from the State of Nevada Department of Public Safety, Office of Criminal Justice Assistance [amount not to exceed \$29,500.00, no In-Kind county match required] to cover ballistic visors and night vision goggles, for the grant term of October 1, 2020 through September 30, 2021 and if approved, direct Comptroller's Office to make the necessary budget amendments and authorize Sheriff Balaam to execute grant award documents. Sheriff. (All Commission Districts.)
- 20-0660** **7D2** Recommendation to approve the Sheriff's Security Agreement between MEI-GSR Holdings, LLC dba Grand Sierra Resort (GSR) and the County of Washoe on behalf of Washoe County Sheriff's Office to provide uniformed Deputy Sheriffs for security [no charge to the County] during requested GSR Events, for the retroactive period of July 1, 2020 through June 30, 2021 to be held at the Grand Sierra Resort, Reno, NV, Washoe County. Sheriff. (All Commission Districts.)
- 20-0661** **7D3** Recommendation to authorize the grant application for the 2020 Justice Assistance Grant (JAG) Program Award (CFDS#16.739), Office of Justice Programs, and Bureau of Justice Assistance through the Reno Police Department. With this funding, the WCSO's anticipated award will be [\$64,502.40, no County match required] for the purchase of Law Enforcement equipment, Law Enforcement related training and travel; and approve the Interlocal Agreement between the City of Reno, on behalf of the Reno Police Department, Washoe County, on behalf of the Washoe County Sheriff's Office and the City of Sparks, on behalf of the Sparks Police Department for the management and disposition of 2020 Justice Assistance Grant (JAG) Program. Sheriff. (All Commission Districts.)

20-0662 **7E** Recommendation to accept the Continuum of Care - Permanent Supportive Housing Program Grant from the United States Department of Housing and Urban Development (HUD), in the amount of [\$91,296; \$22,824 county match] to provide housing and supportive services for homeless families retroactive for the period of September 1, 2020 through August 31, 2021; authorize the Director of the Human Services Agency to execute the grant agreement; and direct the Comptroller's Office to make the necessary budget amendments. Human Services Agency. (All Commission Districts.)

There was no public comment on the Consent Agenda Items listed above.

On motion by Vice Chair Berkbigler, seconded by Commissioner Hartung, which motion duly carried on a 5-0 vote, it was ordered that Consent Agenda Items 7A1 through 7E be approved. All Interlocal Agreements pertinent to Consent Agenda Items 7A1 through 7E are attached hereto and made a part of the minutes thereof.

BLOCK VOTE – 11 THROUGH 18

20-0663 **AGENDA ITEM 11** Recommendation to accept the Regional Street Naming Committee recommendation and approve the renaming of Sartor Court to Aragorn Court, within unincorporated Washoe County, Nevada. Community Services. (Commission District 4.)

Commissioner Hartung noted the street referenced on this item was located in a rural area of Spanish Springs. He said there was one residence and three other parcels on that road.

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Hartung, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 11 be accepted and approved.

20-0664 **AGENDA ITEM 12** Recommendation to authorize the Chair to recommend approval of Water Right Application 89732 to the Nevada State Engineer, proposing to change the point of diversion and place of use of 3.00 acre-feet of underground water rights previously diverted and placed to use in Washoe County to points of diversion and places of use within Douglas County. Community Services. (Commission District 1.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Hartung, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 12 be authorized.

20-0665 **AGENDA ITEM 13** Recommendation to approve a Professional Consulting Services Agreement between SB Engineering and Washoe County for engineering design services for the Phase 2 – Veterans Parkway to Hidden Valley Regional Park - Effluent Expansion project [in the amount of \$199,915]. Community Services. (Commission District 2.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Hartung, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 13 be approved.

20-0666 **AGENDA ITEM 14** Recommendation to approve the regional Interlocal Agreement for the Steamboat Irrigation Ditch Evaluation between Washoe County and the Western Regional Water Commission, retroactive to June 1, 2020, to provide engineering analysis and recommendations to address flood impacts associated with the Steamboat Irrigation Ditch [at a cost of \$169,576 which will be 100% reimbursed for a net-zero fiscal impact]. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Hartung, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 14 be approved. The Interlocal Agreement pertinent to Agenda Item 14 is attached hereto and made a part of the minutes thereof.

20-0667 **AGENDA ITEM 15** Recommendation to approve Amendment #2 to the contract currently awarded to Elixir North America dba Valley Services, Inc. (awarded Request for Proposal (RFP) #3089-19) in support of the Washoe County Human Services Agency Senior Nutrition Program, including congregate and Meals on Wheels services, to: (1) include an additional one-time payment in the amount of [\$300,000] that exceeded the original [\$1,387,604] contract amount as a result of an increased need for home delivered meals due to COVID-19 for a total payment amount of [\$1,687,604] for the term of October 1, 2019 through September 30, 2020, (2) modify the initial term of Amendment #1 to Senior Nutrition Services Agreement for Provision of Meals for Our Place Women’s Shelter, and (3) clarify payment for Amendment #1 given the modified term; and if approved, authorize the Purchasing and Contracts Manager to execute the contract amendment and revise the Purchase Order. Human Services Agency. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Hartung, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 15 be approved and authorized.

20-0668 **AGENDA ITEM 16** Recommendation to accept the 2019 Continuum of Care Agreement for the Shelter Plus Care Program from the United States Department of Housing and Urban Development (HUD) in the amount of [\$127,872; \$31,968 county match] to provide housing and supportive services for homeless families, retroactive to August 1, 2020 through July 31, 2021; authorize the Director of the Human Services Agency to execute the grant agreement; and direct the Comptroller's Office to make the necessary budget amendments. Human Services Agency. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Hartung, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 16 be accepted, authorized, and directed.

20-0669 **AGENDA ITEM 17** Recommendation to accept the Community Foundation of Western Nevada Truckee River Fund grant in the amount of [\$179,932, with a Washoe County cash/in-kind match in the amount of \$77,650] from October 1, 2020 - September 30, 2021 to improve Truckee River water quality by reducing the amount of pollution in the River as a result of encampments along and near the Truckee River with the eventual goal of drastically reducing the number of people camping along the River and providing those vulnerable populations with resources; authorize the County Manager [Eric Brown] to execute grant documents and direct the Comptroller's Office to make the necessary budget amendments. Manager's Office. (All Commission Districts.)

Chair Lucey acknowledged the efforts of Vice Chair Berkbigler, Commissioners Hartung and Jung, and County Manager Eric Brown in addressing the Truckee River encampments, the Karma Box Project, and the Built for Zero initiative. He said Mr. Brown quickly mobilized staff to assist individuals experiencing homelessness in the community. He commended the Commissioners and Mr. Brown for their tireless work on those issues.

Commissioner Hartung noted he and Commissioner Herman both served on the Truckee Meadows Water Authority (TMWA) Board. He thanked the TMWA Board for a unanimous vote, which demonstrated that everyone understood the importance of keeping the river clean and protecting water quality.

Chair Lucey agreed the river was an important asset. He expressed appreciation for the work performed by the County for the river and for individuals experiencing homelessness.

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Hartung, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 17 be accepted, authorized, and directed.

20-0670 **AGENDA ITEM 18** Recommendation to approve an Agreement for Professional Services between Washoe County and the Karma Box Project for work related to the Built For Zero initiative, specifically River Clean Up and Homeless Encampment Data Project [not to exceed \$152,169.60]; authorize the Purchasing Manager to execute the agreement. Manager's Office. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Vice Chair Berkbigler, seconded by Commissioner Hartung, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 18 be approved and authorized.

20-0671 **AGENDA ITEM 8** Recommendation to accept Registrar of Voters' report of the Early Voting location and schedule for the 2020 General Election per NRS 293.3561 (2b). (All Commission Districts.)

Registrar of Voters (ROV) Deanna Spikula thanked County Manager Eric Brown for pointing out it was National Voter Registration Day, reminding everyone about the importance of registering so they could exercise their right to vote in the upcoming general election. She stated there would be 15 in-person early voting locations and 15 ballot drop off locations for this election. Each location would be open from 9 a.m. to 7 p.m. on all 14 early voting days. She said there would be 29 voting locations on election day, November 3. Voters were encouraged to use the new wait times mobile app which was developed internally by the Technology Services Department. The app was launched during the primary election but not tested robustly because there was only one voting location during that election. She expressed excitement about the app, which she hoped would alleviate lines by disbursing people to locations with fewer voters. She mentioned the Reno-Sparks Convention Center and the upper concourse at Lawlor Events Center would be available for early voting. She hoped the size of those two locations would accommodate the anticipated high voter turnout while maintaining social distancing recommendations and adhering to the 50 percent capacity requirements.

Ms. Spikula said all registered voters in Washoe County would receive a ballot by mail as mandated by Assembly Bill 4, which was passed during the special legislative session earlier in the year. She stated mail-in ballots were a secure way to vote.

Many processes were in place to track ballots and ensure they were mailed to and returned by the correct voters. She noted the County implemented BallotTrax, allowing voters to track their ballots when they voted by mail. The service was live and available for voters to register on the ROV website. Voters would have the option to receive text, email, and voicemail alerts on the status of their ballot. She stated there were internal processes to track ballots as well. She noted the most common reasons for ballots to be challenged included missing signatures on the envelope or signatures not matching those on file. She said several measures were implemented this election to help enfranchise voters and ensure every eligible vote was cast on election day. She noted mailed ballots could be returned by mail, or in person at any early voting location, election day location, or the ROV's office. She stated ballot drop off locations would be staffed, and each ballot would be scanned at drop off and again when received at the ROV office to maintain a chain of custody. Ballots would be stored in a secure location until they were counted.

Ms. Spikula said the ROV would follow safety precautions to protect poll workers and the public. The safety requirements would be documented and posted on their website, and poll workers would be informed of social distancing guidelines and sanitation procedures. Safety measures would include: poll workers being required to wear masks, face shields, or both depending on their comfort level; voters being required to wear masks; temperature scans being performed; hand sanitizing stations being available at entrances and exits; poll workers performing disinfecting procedures for intake stations and voting equipment between voters; and someone available to monitor lines to ensure six-foot distances were maintained.

Commissioner Jung commended Ms. Spikula and Mr. Brown for their efforts on the primary election, which had been unusual. She noted everything was different in 2020 and offered her support for the upcoming election.

Chair Lucey urged everyone to ensure their voter registration was up to date with the Secretary of State so sample ballots could be mailed to the correct address. He thanked Ms. Spikula for the report.

Commissioner Hartung believed the ballots would be mailed out later in the week. Ms. Spikula said ballots would start going out by mail on September 24. She said the electronic sample ballot would be available on the ROV website first and the printed version would then be sent to every voter. She stated the informational portion was available, but more testing was required for electronic sample ballots.

Commissioner Hartung asked whether the pro and con questions had all been written. Ms. Spikula said the statewide questions were done and posted on the ROV website, and the local questions would be completed by the end of the week.

Chair Lucey asked whether voters who registered between the time sample ballots went out and election day would receive a sample ballot. Ms. Spikula replied there were a series of registration deadlines. She explained October 6 was the deadline to register to vote through the Department of Motor Vehicles, in person, by mail, or any other outside

agency. The online registration period was from October 7 through October 16 and the same-day registration period was from October 17 through October 29; after that the next opportunity to register would be on election day. She noted a Nevada driver's license or Nevada identification card was required for all registration methods.

There was no response to the call for public comment.

On motion by Commissioner Hartung, seconded by Vice Chair Berkbigler, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 8 be accepted.

Mr. Brown urged everyone to register and vote as early as possible. He noted there were voters who ran out of time during the primary election. An extraordinarily high voter turnout was expected for the upcoming election, so registering and voting early would minimize the possibility of running out of time.

20-0672 **AGENDA ITEM 9** Recommendation to uphold the determination made by the Purchasing and Contracts Manager on August 18, 2020, to reject the appeal of Request for Proposals 3129-20 Investment Services by PFM Asset Management LLC (PFM). Comptroller. (All Commission Districts.)

Chair Lucey said the item was an appeal of the request for proposals (RFP) process which had not been awarded to PFM Asset Management LLC. He stated the appellant would have 10 minutes to make their case.

Monique Spyke, Managing Director for PFM Asset Management LLC., conducted a PowerPoint presentation via Zoom, a copy of which was placed on file with the Clerk. She reviewed slides with the following titles: Table of Contents – Portfolio; Average Annual Return (4 slides); Disclosures; Washoe County Board of Commissioners Appeal; Table of Contents; Request and Background; Basis of Protest (3 slides); Summary; Summary of Original Appeal; Appendix; Performance Review; Table of Contents; Average Annual Return (4 slides); and Disclosures (2 slides).

Ms. Spyke stated PFM was the national leader in managing public funds. They served and collaborated with the County for the past 15 years. She said PFM kept the County's assets safe and delivered exceptional returns through a variety of challenges. She hoped PFM had exceeded the County's expectations by developing an investment program focused on serving the County's long-term investment objectives. She stated the appeal requested the County either honor the July 22 notice of recommendation to award letter which named PFM as the winning bidder or reject all the proposals received.

Ms. Spyke said PFM received a second letter on July 29 informing them the award had been revised. She spoke to the Procurement Department and was informed PFM received the highest technical score for the proposal. The Purchasing Department informed PFM their cost score had impacted their total score and resulted in the revision. She outlined the basis of protest which included pricing disadvantage, fiscal best interest, and issues with the procurement process.

County Treasurer Tammy Davis said the Government Finance Officers Association (GFOA) provided best practices for procuring financial services, one of which was reviewing contracts every five years through a competitive process. The County followed the established RFP process through the Purchasing Department. She noted the Purchasing Department outlined the RFP process in the staff report for this agenda item. She said County staff had enjoyed the relationship with PFM and had not indicated dissatisfaction with their services. The review had been performed with an open mind because they thought it was important to follow the best practices and recommendations of the national association that helped all government agencies. The GFOA recommended regularly scheduled competitive reviews to help reduce the risk of a government becoming too reliant on one vendor. She said the RFP was performed by an evaluation committee that scored the proposals, and she believed the process had been effective.

Chair Lucey mentioned the proposal scoring and evaluation were not included in the staff report. He noted the report indicated an intent to award letter was sent on July 22, but when it was discovered that the scores were not tabulated correctly, a second intent to award letter was mailed on July 29. He expressed concern about the inconsistencies and asked why the scores were tabulated a second time. He wondered whether scores were rechecked periodically. Ms. Davis responded the process was handled by the Purchasing Department so she was unable to provide additional details.

Assistant District Attorney David Watts-Vial said Purchasing and Contracts Manager Mark Stewart indicated he would be available to answer questions. Chair Lucey stated Mr. Stewart was not currently on Zoom so he would reserve his questions until Mr. Stewart was available.

Commissioner Hartung asked whether Ms. Davis could provide more information about the cost differential between PFM and the new vendor. He expressed admiration for PFM's past presentations and their understanding of the financial markets. He observed the cost difference between the two vendors appeared to be the pivotal issue. Ms. Davis responded she was not overly familiar with the scoring of proposals. She noted presentations from the top three vendors were part of the evaluation process. She stated the price difference between PFM and Government Portfolio Advisors (GPA) was between \$25,000 and \$40,000 in fees per year.

Using the Zoom app, Mr. Stewart explained the scoring tabulations had generated two score sheets, one of which included cost. The error occurred when final recommendation to award was generated using the wrong score sheet. The Treasurer was notified that negotiations could begin with whom they thought was the intended winner. He said the posting error was discovered when PFM contacted the County to begin negotiations.

Chair Lucey asked whether staff notified PFM about the intent to award on July 22. Mr. Stewart said yes. Chair Lucey asked whether staff then notified GPA about the intent to award on July 29, resulting in two different companies being notified of an intent to award on the same contract. Mr. Stewart said that was correct.

Chair Lucey noted the Board often served as a quasi-judicial board with regard to decisions. He stated the Board's role was not to decide whether PFM or GPA was the best applicant; the County had a Contracts Manager and an RFP process for that purpose. He thought staff did their job well and they were meticulous for the most part. He opined the process needed to be rejected and performed again if it failed due to a clerical error. He believed continuing with the process that had failed would not be fair and it would not bode well for the County to overlook the error. He asserted this was an important process and government could not make errors. He recommended that the RFP process be repeated.

Commissioner Jung asked when the last bid was performed for this contract. Ms. Davis replied the original contract was from 2013 and had several extensions. This made it longer than the recommended five years. Commissioner Jung asked how much money the vendor managed. Ms. Davis responded the amount varied depending on the revenue cycle, but it was approximately \$550 million.

Commissioner Jung said she had been advocating for more progressive investments for some time, although she understood it would be a culture change. She asked whether Ms. Davis had any concerns about reissuing the RFP. She knew there was some proprietary information concerning underbidding. She asked what Ms. Davis thought the best path forward would be to enable her to carry out the duties of her office and manage the County's future liability. Ms. Davis responded following best practices by performing the RFP process was important. She expressed regret for the clerical error but thought the error had not affected the scoring, which had been performed by a panel and not an individual. She stated she had enjoyed the relationship with PFM and thought not changing things was always easier. She believed the processes existed for a reason and the evaluation committee had done their due diligence. She expressed confidence in accepting the recommendation.

Commissioner Jung agreed with Chair Lucey's recommendation of throwing out the results and starting over, depending on Mr. Watts-Vial's recommendation. She said the process would be performed completely blind, the bidders could bid again if they wished, and the results would be carefully checked. She noted errors were inevitable. She thought Mr. Watts-Vial or the purchasing attorney should provide a recommendation. She expressed concern about mitigating the County's liability.

Commissioner Hartung noted this issue was part of the public process. He said the amount the County paid PFM for their services was public record and might have given other bidders an advantage. He was unsure how that could be counteracted. He did not suggest that \$25,000 to \$40,000 was an insignificant amount, but it was an advantage to other bidders.

Chair Lucey thought the process should be repeated if the County failed to adhere to it in any way.

Commissioner Hartung said the agenda item was narrowly styled. Chair Lucey understood the motion provided in the staff report was a suggestion, but the Board had some flexibility.

Mr. Watts-Vial said Nevada Revised Statutes 332.068 sub 2 required the appellant to provide specific reasons why the applicable provisions of law were violated, which the appellant provided. The Board was charged with deciding to uphold the decision that was made by the purchasing and contracts manager or to reject the determination.

There was no response to the call for public comment.

On motion by Chair Lucey, seconded by Commissioner Hartung, which motion duly carried on a 5-0 vote, it was ordered that the appeal from PFM be accepted, the decision by the Purchasing and Contracts Manager be rejected, and a new, clean process be initiated by sending out a new RFP.

12:10 p.m. **The Board recessed.**

12:20 p.m. **The Board reconvened with all members present.**

20-0673 **AGENDA ITEM 10** Recommendation to approve, on the recommendation of the Chair, the appointment of Larry Chesney to the Washoe County Board of Adjustment to represent Commission District 5 (generally includes the areas of Verdi, North Valleys, Cold Springs, Warm Springs, portions of Sun Valley and all of the High Desert Area Planning Area extending to the Oregon border), to fill a term beginning on October 1, 2020, and ending on June 30, 2024, or until such time as Mr. Chesney no longer serves on the Board of Adjustment or a successor is appointed, whichever occurs first. Applicants include: Larry Chesney, Ashlynn S. Ely, Kenji Otto, Rob Pierce, David L. Salinger, Vernon S. Waligora. Community Services. (Commission District 5.)

Chair Lucey announced that Mr. Kenji Otto asked to be removed from the list of candidates for this position, but the request had been made after the agenda was posted.

Chair Lucey asked whether Mr. Larry Chesney served as Chair on the Planning Commission Board. Planning Manager Trevor Lloyd replied yes and said Mr. Chesney also served on the Parcel Map Review Committee. He believed Mr. Chesney would be removed from the Parcel Map Review Committee if he was appointed to the Board of Adjustments.

Chair Lucey expressed concern about one individual being appointed to two appellate boards. He stated he would not want to disapprove of a Commissioner's suggestion regarding their district, but he perceived a conflict in this instance. He

understood the Board of Adjustment had experienced quorum issues. Mr. Lloyd responded it had, although he thought it would not be a concern with a full board.

Chair Lucey explained the Board of Adjustment addressed special use permit variances and other issues pertaining to property, and the Planning Commission dealt with many planning issues. He reiterated his concern about an individual serving on both of those boards. He conjectured an individual might vote on an item on one board and potentially create a conflict if the item went before the other board as well. He clarified he had no reservations about Mr. Chesney's performance, and he would probably not object if there were no other applicants for the position, but there were several other applicants.

Commissioner Jung said she had only observed an individual appointed to two boards when there were no other applicants. She liked to encourage more people to participate in democracy if they were interested. She acknowledged she was not aware of Commissioner Herman's reasoning for recommending Mr. Chesney. She thought a policy about multiple appointments needed to be established in the near future to alleviate Chair Lucey's concerns about boards reporting to the same individuals. She wanted to see more diversity.

Vice Chair Berkbigler thought there was no policy about having someone serve on two boards. She thought the two boards dealt with different issues and, although there was a potential for conflict, she did not think that was an issue in this case. She expressed apprehension about telling a Commissioner that their choice was not appropriate. She understood Chair Lucey's concerns, but the Commissioner from that district requested that Mr. Chesney be put on the board; she would not want to be told she could not select the person to represent her district.

Commissioner Herman said Mr. Chesney had a public service background and was well qualified for the position. She noted the Board of Adjustment was a difficult board that dealt with unhappy people, but she felt Mr. Chesney could manage the job.

Chair Lucey said he did not disagree with Vice Chair Berkbigler's comment about telling a Commissioner what to do in their district. He thought this appointment presented a unique challenge because both the Planning Commission and the Board of Adjustment served as appellant boards for the community, so he thought a level of separation was necessary. He inquired whether one of the other applicants might be acceptable to Commissioner Herman. He wondered whether the two boards needed to be combined rather than duplicating staff time by having both boards overseeing the same issues. If there were two boards, he thought they should be comprised of two separate groups of individuals. He acknowledged the Commissioners each served on multiple boards, but they did not oversee appeals as part of those boards.

Commissioner Herman thought establishing a policy about whether an individual could serve on two boards would need to go to the Legislature. She stated the Board had to decide whether to accept Mr. Chesney or not and she thought there was no other choice. She said Mr. Chesney was approved by the other members on the Board of

Adjustment. Chair Lucey disagreed with Commissioner Herman's assertion that Mr. Chesney was the only option because there were other qualified applicants from which to choose. He wanted to make his concerns known, noting he would do the same on issues regarding his district. He clarified he did not question Mr. Chesney's qualifications or his past performance on the Planning Commission. His concern was wanting a fair process. He opined a level of separation was needed for a fair process and equal representation across both boards.

On the call for public comment, voicemail messages were played in Chambers and the following individuals spoke in opposition to appointing Mr. Kenji Otto to the Washoe County Board of Adjustment position: Mr. Vince Marko; Ms. Michelle Butler; Ms. Rebecca Marko; and Ms. Kristen Wright. These individuals expressed concerns including: Mr. Otto not being a good fit for the position; his tendency to engage in disputes with neighbors; his history of making inappropriate and racial comments online; his values not aligning with those of the community; his propensity towards intimidation tactics when dealing with disagreements; and the availability of other qualified candidates.

Ms. Parent read emails from individuals who wrote in opposition to the appointment of Mr. Kenji Otto to the Washoe County Board of Adjustment: Ms. Irene Crouse; Ms. Sarah VanEmmerick; Ms. Bonnie Valker; Michael and Tanya Taylor; Mr. Jeff Dison; and Ms. Tracy Vasina. These individuals expressed concerns including: Mr. Otto's inappropriate treatment of women in the community; his aggressive behavior towards residents; the community's need for a representative who loved the North Valleys community; his history of verbal abuse and physical threats towards members of the community; the existence of a petition signed by several hundred community members who objected to Mr. Otto holding a community position; his history of racist comments; his harassment of community members; his attempts to make Cold Springs an unincorporated town; and his behavior being contrary to what the community considered appropriate.

Commissioner Herman moved to accept Agenda Item 10 and appoint Larry Chesney to the Washoe County Board of Adjustment. Vice Chair Berkgigler seconded the motion. The motion failed on a 2-3 vote, with Chair Lucey and Commissioners Hartung and Jung voting "no".

Chair Lucey stated he understood the complexity of the issue and had no intent to subvert Commissioner Herman, but he felt Mr. Chesney should not serve on two boards.

Chair Lucey moved to appoint Vernon S. Waligora to the Washoe County Board of Adjustment. Commissioner Jung seconded the motion. Before a vote was taken, Chair Lucey suggested Agenda Item 10 be reagendaized for a future meeting, during which Commissioner Herman could recommend a different candidate. Commissioner Herman agreed with Chair Lucey's suggestion. Chair Lucey withdrew the motion and the seconder agreed.

PUBLIC HEARINGS

- 20-0674** **AGENDA ITEM 19** Introduce and conduct a first reading of an ordinance amending the Washoe County Code at Chapter 110 (Development Code), Article 406, Building Placement Standards, to add a new section addressing industrial zoned properties adjacent to residentially zoned property. New standards shall pertain to any uses within an industrial regulatory zone that are adjacent to residential regulatory zone parcels with specific requirements concerning setbacks, screening elements, lighting and loading and service areas. Proposed changes include but are not limited to an additional 50 foot setback required for any industrial use that is adjacent to residentially zoned property, 8 foot high screening element required along the property lines that are adjacent to residentially zoned property, limits of 25 feet on the height of lighting standards that are more than 100 feet from the shared property line of any residentially zoned property, and setback requirements for loading and service areas for parcels of one acre or more when adjacent to residentially zoned properties; and other matters necessarily connected therewith and pertaining thereto. If supported, set the public hearing for second reading and possible adoption of the Ordinance for October 13, 2020. Community Services. (All Commission Districts.)

The Chair opened the public hearing by calling on anyone wishing to speak for or against adoption of said Ordinance. There was no response to the call for public comment, and the hearing was closed.

County Manager Eric Brown read the ordinance title. Nancy Parent, County Clerk, indicated the Bill would be assigned No. 1846 if introduced.

Bill No. 1846 was introduced by Commissioner Hartung, and legal notice for final action of adoption was directed.

- 20-0675** **AGENDA ITEM 20** Public Hearing: Appeal of the denial, by the Washoe County Board of Adjustment of Special Use Permit Case Number WSUP20-0002 (Boneyard Flat Grading Phase 2), which sought approval of a special use permit to allow the excavation of approximately 1,000,000 cubic yards of earthen material from the Boneyard Flat area to be used as fill material throughout the Eagle Canyon residential area and the Spanish Springs Business Park industrial area. The project is also intended to increase the holding capacity of the Boneyard Flat flood pool.

The proposed project is located North of the terminus of the Sha-Neva haul road and south and west of the Pebble Creek Subdivision.

The Board may affirm, reverse, or modify the decision of the Board of Adjustment. In doing so, the Board may directly grant all or part of the special use permit request. Community Services. (Commission District 4.)

County Manager Eric Brown introduced the public hearing.

Commissioner Hartung mentioned the Boneyard Flat area was a closed basin with high levels of naturally occurring nitrates. He said the applicant wanted to remove 1,000,000 cubic yards of material, which would provide approximately two additional feet of storage. The retention pond would not cost taxpayers any money and would provide additional protection at the far end of the valley. He knew there were some concerns about groundwater, but he was unsure why it was denied by the Board of Adjustments. He expressed gratitude about the applicant's willingness to provide the detention pond so the residents of Spanish Springs would not need to pay for the additional capacity through the storm water utility.

Chair Lucey noted appellants were allotted 10 minutes to provide a presentation if they chose to do so. Mr. Derek Kirkland said the appellant had a presentation, but they could just be available to answer questions. Chair Lucey said the Commissioners had no further questions on the issue.

There was no response to the call for public comment, and the hearing was closed.

On motion by Commissioner Hartung, seconded by Vice Chair Berkgigler, which motion duly carried on a 5-0 vote, it was ordered that the decision of the Board of Adjustment be reversed. It was also ordered that, being able to make all five findings in accordance with Washoe County Code Section 110.810.30, Special Use Permit Case Number WSUP20-0002 (Boneyard Flat Grading Phase 2) for Spanish Springs Associates, LP be approved with conditions included as Attachment D to the staff report.

20-0676 **AGENDA ITEM 21** Public Hearing: Possible adoption of a resolution adopting Master Plan Amendment Case Number WMPA20-0004 (Land Use and Transportation Element Amendment) which amends the Washoe County Master Plan, Land Use and Transportation Element, to conform to the 2019 Truckee Meadows Regional Plan. The proposed amendments include providing new language including:

1. Language identifying how Washoe County will be limiting development outside of the Truckee Meadows Service Area (TMSA) to 2% of the cumulative development.
2. Language describing the limitation of development outside the TMSA to not allow new divisions of land that would create a parcel less than 5 acres in size outside of an approved Rural Development Area (RDA).
3. Language acknowledging the Regional Land Designations and Priority Hierarchy for Development.
4. Language referencing the Regional Land Designations density requirements, as each designation allows a different level of density in order to direct growth effectively. If approved, authorize the Chair to sign the resolution to that effect.

Final approval is subject to a finding of conformance with the Truckee Meadows Regional Plan. Community Services. (All Commission Districts.)

Chair Lucey said Agenda Items 21 through 24 were related public hearings for which planners and staff were available to answer questions. He noted each public hearing would be opened separately. He thanked Vice Chair Berkgigler and Commissioners Hartung and Herman for their work on the Master Plan amendment.

County Manager Eric Brown introduced the public hearing.

Commissioner Hartung remarked Agenda Items 21 through 24 brought the area plans into conformance with the previously adopted Regional Plan. He noted Vice Chair Berkgigler was the Regional Governing Board Chair, and he and Commissioner Herman served on the Board.

There was no response to the call for public comment and the hearing was closed.

On motion by Commissioner Hartung, seconded by Vice Chair Berkgigler, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 21 be adopted, approved, and authorized.

20-0677 **AGENDA ITEM 22** Public Hearing: Possible adoption of a resolution adopting Master Plan Amendment Case Number WMPA20-0007 (Housing Element) which amends the Washoe County Master Plan, Housing Element, to conform to the adopted 2019 Truckee Meadows Regional Plan (TMRP) by including new language referencing the County's support for the Regional Strategy for Housing Affordability.

And, if approved, authorize the Chair to sign a resolution to this effect. Final approval is subject to a finding of conformance with the Truckee Meadows Regional Plan. Community Services. (All Commission Districts.)

County Manager Eric Brown introduced the public hearing. There was no response to the call for public comment and the hearing was closed.

On motion by Vice Chair Berkgigler, seconded by Commissioner Herman, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 22 be adopted, approved, and authorized.

20-0678

AGENDA ITEM 23 Public Hearing: Possible adoption of resolution adopting Master Plan Amendment Case Number WMPA20-0005 (Public Services & Facilities Element) which amends the Washoe County Master Plan, Public Services and Facilities Element, to conform to the 2019 Truckee Meadows Regional Plan. The proposed amendments include providing new language referencing the List of Facilities & Services Standards; new language recognizing the promotion of facilities and services in line with the priority hierarchy for development; identifying that water and wastewater infrastructure will not be extended from the Truckee Meadows Service Area (TMSA) to the Rural Area (RA), except for the management of reclaimed water as a method to effectively manage reclaimed water from wastewater treatment facilities; new language acknowledging use of the Regional Water Management Plan; and addressing the Regional Plan requirements for Regional Utility Corridor and Sites. The TMSA is the area within the county where municipal services such as water and sanitary sewer are available for developments to use, thus allowing denser development. The RA, by contrast, is outside of the TMSA and is the area within the County where municipal services such as water and sanitary sewer are not available for developments to use, thus allowing less dense development.

If approved, authorize the Chair to sign the resolution to that effect. Final approval is subject to a finding of conformance with the Truckee Meadows Regional Plan. Community Services. (All Commission Districts.)

County Manager Eric Brown introduced the public hearing. There was no response to the call for public comment and the hearing was closed.

On motion by Commissioner Hartung, seconded by Commissioner Herman, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 23 be adopted, approved, and authorized.

20-0679

AGENDA ITEM 24 Public Hearing: Possible adoption of a resolution adopting Master Plan Amendment Case Number WMPA20-0006 (Population Element) which amends the Washoe County Master Plan, Population Element, to conform to the adopted 2019 Truckee Meadows Regional Plan (TMRP) by including language recognizing the use of the most current adopted Washoe County Consensus Forecast, and removing specific data from the previous Washoe County Consensus Forecast.

If approved, authorize the Chair to sign a resolution to this effect. Final approval is subject to a finding of conformance with the Truckee Meadows Regional Plan. Community Services. (All Commission Districts.)

County Manager Eric Brown introduced the public hearing. There was no response to the call for public comment and the hearing was closed.

On motion by Commissioner Hartung, seconded by Commissioner Herman, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 24 be adopted, approved, and authorized.

20-0680 **AGENDA ITEM 25** Public Comment.

There was no response to the call for public comment.

20-0681 **AGENDA ITEM 26** Announcements/Reports.

In response to Mr. Hugh Ezzell's earlier comment regarding the Community Services Department (CSD), County Manager Eric Brown stated he would examine the situation. He said County offices had been operating under the new-normal conditions. He noted the ability to perform services and productivity levels were under review; productivity had increased 80 percent with staff working remotely. He said staff would return to the office and the CSD office was open on Tuesdays. He asserted public comments were taken seriously and would be considered.

Commissioner Herman noted one of the public hearings concerning changes to the Master Plan had been a source of consternation for many constituents. She said she had never witnessed zoning which allowed industrial parcels to be adjacent to residential parcels anywhere else. She received many complaints from constituents about warehouse lights shining through their windows. She expressed gladness about the change to zoning regulations.

Chair Lucey mentioned the Las Vegas Raiders played their first game at Allegiant Stadium in Paradise, Nevada the prior day. He acknowledged the accomplishment for Clark County and expressed his support.

Chair Lucey requested a future agenda item addressing dual representation on County boards. He wanted to discuss a policy to prevent representation on multiple boards by one individual.

* * * * *

1:17 p.m. There being no further business to discuss, the meeting was adjourned without objection.

BOB LUCEY, Chair
Washoe County Commission

ATTEST:

NANCY PARENT, County Clerk and
Clerk of the Board of County Commissioners

*Minutes Prepared by:
Carolina Stickley, Deputy County Clerk*

Pending Board Approval