

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

COUNTY MANAGER
John Slaughter

ASSISTANT DISTRICT ATTORNEY
Paul Lipparelli

COUNTY CLERK
Nancy Parent



NOTICE OF MEETING AND AGENDA

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

April 10, 2018
10:00 a.m.

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

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

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

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 the agenda. Persons are invited to submit comments in writing on the agenda items and/or attend and make comment on that item at the Commission meeting. Persons may not allocate unused time to other speakers.

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

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

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

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

10:00 a.m.

1. Salute to the flag.
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, requests for information or topics for future agendas. (No discussion among Commissioners will take place on this item.)

5. Proclamation (for possible action)

- 5.A. Proclamation - Proclaim April 8, 2018 through April 14, 2018 as National Crime Victims' Rights Week.

Attachments: [Proclamation - Manager - National Crime Victims' Rights Week.doc](#)

6. Consent Items (for possible action)

- 6.A.1. Acknowledge the communications and reports received by the Clerk on behalf of the Board of County Commissioners. Clerk. (All Commission Districts)

Attachments: [C&Rs 2018-04-10.pdf](#)

- 6.A.2. Approval of minutes for the Board of County Commissioner's concurrent meeting of February 27, 2018 and regular meetings of March 13, 2018 and March 20, 2018.

Attachments: [BCC180227W.docx](#)
 [BCC180313W.doc](#)
 [BCC180320W.doc](#)

- 6.B. Approve the settlement of the claim of Tehan Slocum v. Washoe County, et al for a total sum of [\$100,000] for all claims against all defendants. Comptroller. (All Commission Districts.)

Attachments: [Staff Report BCC 4-10-18 - Comptroller - Settlement](#)
 [Slocum\[\\$100,000\].doc](#)

- 6.C. Approve the revised direct grant award increase from the State of Nevada, Office of Criminal Justice Assistance FFY 2017/2018 Justice Assistance Grant (JAG), Project No. 14-JAG-44 [additional \$371.45 funding for a total of \$2,093.13] and 14-JAG-45I [additional \$359.21 funding for a total of \$420.24], for an additional funding total of [\$730.66 and a grand total of \$2,513.37, no County match required] to purchase equipment for Marine 9 & 10 for the retroactive grant period of 1/1/18 - 5/31/18; and authorize Comptroller's Office to make the necessary budget amendments. Sheriff. (All Commission Districts.)

Attachments: [BCC 04-10-18 - Sheriff - Marine 9 10 Equipment Additional](#)
 [Funding \[\\$730.66\]](#)
 [Marine 9 - 10 Equip Additional Funding Grant](#)

- 6.D. Approve an Interlocal Cooperative Agreement (ICA) and acceptance of a contribution of [\$25,000.00] from the Truckee River Flood Management Authority (TRFMA) for a regional Flood Response Action Plan (FRAP) and authorize Comptroller to make appropriate budget amendments. Manager. (All Commission Districts.)

Attachments: [Staff Report - Manager - FRAP.doc](#)
 [ICA Funding Agreement FRAP.doc](#)

- 6.E.1 Approve a Resolution calling a public hearing (to be set for May 8, 2018) on the amendment of the boundaries of District No. 24 (Groundwater Remediation/Central Truckee Meadows Remediation District) in Washoe County, Nevada; providing for a notice of hearing, and providing other matters properly related thereto. Community Services. (All Commission Districts.)

Attachments: [BCC 04-10-18 - Staff Report - CTMRD Boundary Resolution 2018.docx](#)
[BCC 04-10-18 - Attach 1 - CTMRD Boundary Amend Resolution 2018.docx](#)
[BCC 04-10-18 Attach 2 CTMRD Boundary 2018 Map.pdf](#)

- 6.E.2 Approve an Agreement for Professional Consulting Services between Washoe County and CH2M Hill, Engineers, Inc. to provide programming and design services for the South Truckee Meadows Water Reclamation Facility Chemical Storage Building Rehabilitation [\$123,000.00]. Community Services. (Commission District 2.)

Attachments: [BCC 04-10-18 - Staff Report - STMWRF Chemical Building.doc](#)
[BCC 04-10-18 - Agreement for STMWRF Chemical Building Rehab.docx](#)
[BCC 04-10-18 - Exhibit A - Scope of work.doc](#)
[BCC 04-10-18 - Exhibit B - Fee Schedule.pdf](#)
[BCC 04-10-18 - Exhibit C - insurance.docx](#)

End of Consent Items

7. Recommendation to approve a retroactive extension of the contract for three months for Allied Universal Security Services for Courthouse Security Officer (CSO) Services to support the Washoe County court security system. If approved, authorize the Purchasing and Contracts Manager to execute the Courthouse Security Officer Services Agreement between Allied Universal Security Services and Washoe County for the term of April 1, 2018 through June 30, 2018. The estimated contracted amount for this three month extension is [\$188,000.00]. If approved, authorize Purchasing and Contracts Manager to execute the agreement. Comptroller. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [Staff Report Extend Allied Security Contract \\$188,000 Retroactive.doc](#)
[Allied Amendment #3.docx](#)

8. Recommendation to approve Washoe County Leave and Accommodations for Victims of Domestic Violence Policy. Human Resources. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [Staff Report - Domestic Violence Leave Policy](#)
[Policy - Domestic Violence Leave 2018](#)

9. Recommendation to approve Intrastate Interlocal Contract between Public Agencies, the County of Washoe, Second Judicial District Court and the State of Nevada, Department of Health and Human Services and Division of Welfare and Supportive Services, for Master's System July 1, 2018 through June 30, 2022, for the purpose of enforcing child support obligations, locating non-custodial parents, establishing paternity, obtaining child support and adjusting support orders. The estimated budget for these services for fiscal years 2018-19, 2019-20, 2020-21 and 2021-22 [approximately \$1,271,116], reimbursed through federal Title IV-D funds, no match required). District Court. (All Commission Districts.) FOR POSSIBLE ACTION.

Attachments: [BCC 4-10-18 Staff Report IV-D FY19 District Court](#)
[\[\\$1,271,116.00\]](#)
[IV-D 2018-22 Contract-SJDC](#)

10. Recommendation to certify charges, levy and direct the Treasurer to collect [\$32,538.75] in special assessments for fiscal year 2018/19 as requested by the State Engineer of the State Department of Conservation and Natural Resources, for Honey Lake Valley Groundwater Basin (\$1,371.22), Hualapai Flat Water District (\$3,123.05), San Emidio Desert District (\$3,435.10), Warm Springs Valley Groundwater Basin (\$2,543.50), Washoe Valley Groundwater Basin (\$2565.88), Warm Springs/Winnemucca Creek Basin (\$4,000.00); Cold Springs Valley Groundwater Basin (\$0.00), Lake Tahoe Groundwater Basin (\$1,000.00), Lemmon Valley Water District (\$2,500.00 no assessment required due to sufficient cash resources in Lemmon Valley Water District Fund), Pleasant Valley Groundwater Basin (\$2,500), Spanish Springs Valley Groundwater Basin (\$3,000), Tracy Segment Groundwater Basin (\$2,000), Truckee Canyon Segment Groundwater Basin (\$2,000), and Truckee Meadows/Sun Valley Basin (\$2,500.00). The Board of Commissioners authorizes the County Treasurer to remove uncollectible assessments and/or correct assessments on the tax roll as requested by the Division of Water Resources; and direct the Comptroller to pay to the Department of Conservation and Natural Resources the requested funds. Manager. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [Staff Report - Manager - Groundwater Basin 2018-2019.doc](#)
[FY19 Groundwater Basin Supporting Docs.pdf](#)

11. Discussion and direction to staff on establishing considerations for regulations for marijuana consumption lounges in Unincorporated Washoe County. Manager. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [Staff Report - Manager - Marijuana Consumption.docx](#)

12. Update and possible direction to staff on designating Washoe County parks as smoke free parks through changes to Chapter 95 of Washoe County Code. Community Services. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [BCC 04-10-18 - Staff Report - Smoke free parks.doc](#)
[BCC 04-10-18 - CitySparksOverall Survey Results as of 10.16.17.pdf](#)
[BCC 04-10-18 - TMPFSmokeFreeSurveyResults.pdf](#)
[BCC 04-10-18 - Smokefree Parks list July 2017.pdf](#)

13. Introduce and conduct a first reading of an ordinance amending Washoe County Code Chapter 110 (Development Code) within Article 406, Building Placement Standards, to amend the standards within Section 110.406.05, General; and to address other matters necessarily connected therewith and pertaining thereto. The proposed amendment would require all yard setbacks to be measured from the property line with two exceptions: (1) when an access easement or right-of-way greater than 20 feet in width traverses the property, in which case the setback would be measured from the edge of the easement closest to the proposed structure, or (2) when a county-maintained road located outside a recorded easement or right-of-way traverses a property, regardless of width, in which case the setback would be measured from the edge of the road. If supported, set the public hearing for second reading and possible adoption of the Ordinance for April 24, 2018. Community Services. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [BCC 4-10-18 - First Reading Staff Report - WDCA17-0007](#)
[BCC 4-10-18 - Attachment A - WDCA17-0007_Proposed Ordinance](#)
[BCC 4-10-18 - Attachment B - WDCA17-0007_020618 PC Minutes](#)
[BCC 4-10-18 - Attachment C - WDCA17-0007_PC Staff Report](#)
[BCC 4-10-18 - Attachment D - WDCA17-0007_PC Resolution](#)

14. Introduce and conduct a first reading of an ordinance amending Washoe County Code Chapter 110 (Development Code) within Article 306, Accessory Uses and Structures, to amend Section 110.306.10 Detached Accessory Structures, to define how the height of an accessory structure is measured both (1) when the structure is located within the required rear or side yard setback (12 feet maximum height as measured from the lowest finished grade of the structure to the average height of the highest of a pitched or hipped roof), and (2) when it is located outside of all applicable setbacks (35 feet maximum height as currently measured per Article 902); and to address other matters necessarily connected therewith and pertaining thereto; and if supported, set the public hearing for second reading and possible adoption of the Ordinance for April 24, 2018. Community Services. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [BCC 4-10-18 - First Reading Staff Report - WDCA17-0010](#)
[BCC 4-10-18 - Attachment A WDCA17-0010 Proposed](#)
[Ordinance](#)
[BCC 4-10-18 - Attachment B - WDCA17-0010 020618 PC](#)
[Minutes](#)
[BCC 4-10-18 - Attachment C - WDCA17-0010 PC Staff Report](#)
[Copy](#)
[BCC 4-10-18 - Attachment D - WDCA17-0010 PC Resolution](#)

15. Public hearing: Second reading and adoption of an ordinance amending the Washoe County Code at Chapter 25 (Business License Ordinance), Chapter 53 (Miscellaneous Crimes), and Chapter 110 (Development Code) to provide for limited exemption of certain acts from criminal prosecution and for the licensing and land use authorization required to operate marijuana establishments (including cultivation facilities, distributors, product manufacturing facilities, testing facilities, and retail marijuana stores/medical dispensaries) which are licensed by the State of Nevada under NRS Chapter 453A and/or NRS Chapter 453D; to allow for all marijuana establishments in general commercial and industrial regulatory zones; to allow for retail marijuana stores/medical dispensaries in neighborhood commercial and tourist commercial regulatory zones as well; and, to address other matters necessarily connected therewith and pertaining thereto. The Board of County Commissioners introduced and conducted a first reading of the proposed ordinance on March 27, 2018. Community Services. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [BCC 4-10-18 - Staff report - ME ordinance second reading - Bob](#)
[BCC 4-10-18 - Attachment A - Board's 2017 Marijuana Policy](#)
[Areas](#)
[BCC 4-10-18 - Attachment B - Proposed Ordinance Chap 25, 53,](#)
[110, March 28 2018](#)

16. Public hearing: Adoption of an updated Master Business License Fee Schedule which includes a new quarterly marijuana establishment license fee as authorized pursuant to AB 422, Sec. 65.6 (2017) and Washoe County Code section 25.728 and a new marijuana establishment relocation application fee; and, if approved, authorize the Chair to sign a Resolution adopting the Master Business License Fee Schedule with an effective date of April 20, 2018. The proposed quarterly marijuana establishment license fee will be 3% of a marijuana establishment's reported quarterly gross revenue and the proposed marijuana establishment relocation application fee will be \$500. Community Services. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [BCC 4-10-18 - Staff report - ME license fee resolution - Bob](#)
[BCC 4-10-18 - Attachment A - Resolution, ME License Fees](#)
[BCC 4-10-18 - Exhibit A to Resolution - Master Business License](#)
[Fee Schedule](#)

17. Public hearing: Master Plan Amendment Case WMPA17-0012 - Hearing and discussion to:
(1) Adopt an amendment to the Spanish Springs Area Plan to modify Policy SS.1.3(f), by removing the date limitation that currently limits the General Commercial (GC) regulatory zone to properties with a regulatory zone of GC prior to August 17, 2004, and (2) Authorize the Chair to sign the Resolution to adopt the amendment. If adopted, the amendment will be effective if and when the Regional Planning Commission finds that it conforms to the Truckee Meadows Regional Plan. Community Services. (Commission District 4.) FOR POSSIBLE ACTION

Attachments: [BCC 04-10-18 - Staff-Report-WMPA17-0012](#)
[BCC 04-10-18 - Attachment A - Character Mgmt Plan Map](#)
[BCC 04-10-18 - Attachment-B - BCC Resolution](#)
[BCC 04-10-18 - Attachment C - PC Resolution](#)
[BCC 04-10-18 - Attachment D - PC Staff Report](#)

18. Public hearing: Second reading and possible action to adopt an ordinance amending Chapter 30 of the Washoe County Code, Intoxicating Liquor and Gaming Licenses and Regulations as follows:
- Section 30.010 - Definitions, to amend definitions for taverns, tavern-restaurants, and associated gaming devices, to restrict the manner of alcohol sales within taverns or tavern-restaurants with limited or restricted gaming within the bar top, and to add a definition and certain exemptions from these rules for a grandfathered tavern and grandfathered tavern-restaurant operating with restricted or limited gaming prior to April 20, 2018;
- Section 30.355 - Operation of a Tavern or Tavern-Restaurant with Restricted or Limited Gaming, to add a requirement for the type and number of gaming devices allowed for a tavern or tavern-restaurant with restricted or limited gaming;
- Section 30.360 - License Application, to add a requirement for submittal of a diagram and written declaration with an application for license or renewal of a restricted or limited gaming license;
- Section 30.400 - Renewal; notice of due date; substantial changes, to add a provision for non-compliance with these new rules in Section 30.355 requiring the restricted or limited gaming operator to reduce the number of slot machines on the premises to 7; and
- Section 30.419 - Suspension and revocation of gaming licenses, to include non-renewal of a license for good cause, and to allow enforcement of gaming licenses in association with misrepresentation on gaming license applications; and other matters necessarily connected therewith and pertaining thereto. Community Services. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [BCC 04-10-18 - Staff Report - Intro - limited gaming](#)
 [BCC 04-10-18 - Draft ordinance - Chapter 30 Limited Gaming](#)

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

Adjournment

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

Chair Berkbigler

Community Homelessness Advisory Board (alternate)
Economic Development Authority of Western Nevada (EDAWN)
Nevada Tahoe Conservation District Board of Supervisors
Tahoe Prosperity Center Board of Directors
Tahoe Regional Planning Agency Governing Board
Tahoe Transportation District Board of Directors
Tahoe Transportation Commission
Truckee Meadows Regional Planning Agency Governing Board
Truckee Meadows Water Authority Board (alternate)
Truckee River Flood Management Authority (alternate)
Washoe County Investment Committee
Washoe County Legislative Liaison
Washoe County Stadium Authority (alternate)

Vice-Chair Jung

Community Homelessness Advisory Board
Nevada Works
Statewide Partnership on Opioid Crisis
Truckee Meadows Water Authority Board (alternate)
Truckee River Flood Management Authority (alternate)
Washoe County Animal Services Advisory Board
Washoe County Criminal Justice Advisory Committee
Washoe County Internal Audit Committee
Washoe County District Board of Health
Washoe County Investment Committee
Washoe County Open Space and Regional Parks Commission Liaison
Washoe County Senior Services Advisory Board Liaison
Washoe County Stadium Authority

Commissioner Lucey

Community Homeslessness Advisory Board
EDAWN (Economic Development Authority of Western Nevada) (alternate)
Nevada Association of Counties Board of Directors (NACO)
Regional Transportation Commission
Reno-Sparks Convention & Visitors Authority
Tahoe Regional Planning Agency Governing Board (alternate)
Tahoe Transportation District Board of Directors (alternate)
Tahoe Transportation Commission (alternate)
Truckee Meadows Water Authority Board
Truckee River Flood Management Authority
Washoe County Debt Management Commission
Washoe County School District Capital Funding Protection Committee
Washoe County School District Oversight Panel
Washoe County Stadium Authority (alternate)
Western Regional Water Commission

Commissioner Hartung

Nevada Association of Counties Board of Directors
Regional Transportation Commission
Truckee Meadows Regional Planning Agency Governing Board
Truckee Meadows Water Authority Board
Truckee River Flood Management Authority
Washoe County Senior Services Advisory Board Liaison (alternate)
Washoe County Stadium Authority
Washoe-Storey Conservation District
Western Regional Water Commission

Commissioner Herman

NevadaWorks (alternate)
State Land Use Planning Advisory Council (SLUPAC)
Truckee Meadows Regional Planning Agency Governing Board
Truckee Meadows Water Authority Board (alternate)
Truckee River Flood Management Authority (alternate)
Verdi Television District (Liaison)
Vya Conservation District
Washoe County School District Capital Funding Protection Committee
Washoe County School District Oversight Panel
Washoe County Stadium Authority (alternate)
Western Nevada Development District
Western Regional Water Commission