COUNTY COMMISSIONERS
Chair, Vaughn Hartung, District 4
Vice-Chair, Bob Lucey, District 2
Marsha Berkbigler, District 1
Kitty Jung, District 3
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 9, 2019
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 to include boards and commissions updates, requests for information or topics for future agendas. (No discussion among Commissioners will take place on this item.)

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

5.A.1. Approval of minutes for the Board of County Commissioners' regular meeting of February 19, 2019. Clerk. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: 2019-04-09-Staff Report-2019-02-19RMinutes
BCC-2019-02-19RMinutes

5.A.2. Approval of minutes for the Board of County Commissioners' regular meeting of February 26, 2019. Clerk. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: BCC-2019-02-26RMinutes

5.A.3. Acknowledge the communications and reports received by the Clerk on behalf of the Board of County Commissioners. Clerk. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: C&Rs 2019-04-09

5.B. Recommendation to approve amendments totaling an increase of [$1,900] in both revenue and expense to the FY19 National Environmental Health Association (NEHA) in support of the Environmental Health Services Division (EHS) Food Safety Program - National Environmental Assessment Reporting Systems (NEARS), IO 11565; and if approved direct the Comptroller's office to make the appropriate budget amendments. Health District. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: Staff Report NEARS $1,900.00
BCC Staff Report backup

5.C.1. Recommendation to approve a Resolution calling a public hearing (to be set for May 10, 2019) 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 for other matters properly related thereto. Community Services. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: BCC 04-09-19 - Staff Report - CTMRD Boundary Resolution 2019
BCC 04-09-19 - Attach 1 - CTMRD Boundary Amend Resolution 2019
BCC 04-09-19 - Attach 2 - CTMRD Boundary 2019 Map

5.C.2. Recommendation to approve a Cancellation Agreement and associated Water Rights Deed to terminate a Water Sale Agreement between Washoe County and Randall J. Warner, doing business as Washoe Valley Veterinary Hospital, and re-convey 1.012 acre-feet of water rights from Washoe County to Randall J. Warner. Community Services. (Commission District 2.) FOR POSSIBLE ACTION

Attachments: BCC 04-09-19 - Staff Report - Warner Vet Hospital Water reconvey
BCC 04-09-19 - Cancellation Agreement - Warner Vet Hospital
BCC 04-09-19 - Deed - Warner vet hospital

5.C.3. Recommendation to approve a Cancellation Agreement and associated Water Rights Deed to terminate Water Sale Agreements between Washoe County and Grand Slam Enterprises, LLC, and re-convey 12.00 acre-feet of water rights from Washoe County to Grand Slam Enterprises, LLC. Community Services. (Commission District 4.) FOR POSSIBLE ACTION

Attachments: BCC 04-09-19 - Grand Slam staff report
BCC 04-09-19 - Grans Slam WSA cancellation
BCC 04-09-19 - Grand Slam water rights deed

5.C.4. Recommendation to approve a Cancellation Agreement and associated Water Rights Deed to terminate a Water Sale Agreement between Washoe County and Stremmel Capital Group, LLC, and re-convey 28.73 acre-feet of water rights from Washoe County to Stremmel Capital Group, LLC. Community Services. (Commission District 5). FOR POSSIBLE ACTION

Attachments: BCC 04-09-19 - Staff Report - Stremmel Gold Ranch Water reconvey
BCC 04-09-19 - Cancellation Agreement - Stremmel Gold Ranch
BCC 04-09-19 - Water Rights Deed - Stremmel Gold Ranch

5.C.5. Recommendation to approve a Cancellation Agreement and associated Water Rights Deed to terminate Water Sale Agreements between Washoe County and Great Basin Water Company, as successor in interest to Sky Ranch Utility Company, and re-convey 64.40 acre-feet of water rights from Washoe County to Great Basin Water Company. Community Services. (Commission District 4.) FOR POSSIBLE ACTION

Attachments: BCC 04-09-19 - Staff Report - water rights deed Sky Ranch
BCC 04-09-19 - Sky ranch Great Basin WSA cancellation
BCC 04-09-19 - Sky Ranch Great Basin water rights deed

5.C.6. Recommendation to approve a Water Rights Deed to re-convey 15.00 acre-feet of water rights from Washoe County to the Estate of Heather Martini. Community Services. (Commission District 2.) FOR POSSIBLE ACTION

Attachments: BCC 04-09-19 - Staff Report - water rights deed - Martini
BCC 04-09-19 - Water Rights Deed - Martini

5.C.7. Recommendation to award a bid and approve the Agreement to the lowest responsive, responsible bidder for the 2019/2020 Encroachment / Excavation Repair Project for Truckee Meadows, [staff recommends Vega Asphalt Paving, in the amount of $138,375.00]. Community Services. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: BCC 04-09-19 - Staff Report - Award bid for encroachment-excavation repair project
BCC 04-09-19 - Agreeement for Encroachment Excavation Repair
BCC 04-09-19 - Insurance Exhibit 2019-20 Encroachment-Excavation Ins

5.C.8. Recommendation to approve: 1) an Interlocal Cooperative Agreement between Washoe County, the Regional Transportation Commission (RTC), and the City of Reno; and 2) approve an Interlocal Cooperative Agreement between Washoe County, the RTC and the City of Sparks, for the approval of the RTC's FY2020 Program of Projects that were identified and approved in the RTC FY2020 Regional Transportation Plan Update. Community Services (Commission District 5.) FOR POSSIBLE ACTION

Attachments: BCC 04-09-19 - Staff Report for RTC Program of Projects FY20
BCC 04-09-19 - FY20 POP ICA - County and Reno
BCC 04-09-19 - FY20 POP-ICA - County and Sparks

5.D.1. Recommendation to approve the resolution to augment the Capital Improvements Fund in the amount of [$90,000.00] to increase expenditure authority for professional services contracts to support District Court Capital Expansion for fiscal year 2019; and direct the Comptroller to make the appropriate budget amendments. Manager. (All Commission District.) FOR POSSIBLE ACTION

Attachments: FY19 F402 Augmentation District Court Cap Expansion
FY19 Resolution R19-024 to Augment CIF for District Court Capital Expansion_04.09.19

5.D.2. Recommendation to authorize the payment of [$27,417.00] to Tahoe Regional Planning Agency pursuant to the Tahoe Regional Planning Compact (Article VIII, Public Law 96-551, December 1980). Manager. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: TRPA BCC 4-9-19
TRPA Allocation of Annual Support FY18-19

5.D.3. Recommendation to acknowledge Receipt of the five audits completed for the Minimum Accounting Standards Audit of the courts in Washoe County from the Washoe County Internal Audit Division. Manager. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: Staff Report Minimum Accounting Standards Audit of Washoe County Courts
AOC Letter Reno Justice Court Signed
AOC Letter Sparks Justice Court Signed
AOC Letter Wadsworth Justice Court Signed
AOC Letter District Court Signed
AOC Letter Incline Justice Court Signed

End of Consent Items

6. Recommendation to discuss and provide policy direction to staff related to the closed East Lemmon Valley Hydrographic Basin to include next steps to address lasting elevated lake levels. Possible options may include:
1) Contain Swan Lake within the boundary created by Lemmon Drive on the east and north, Pompe to the west, and Lear Boulevard to the south.
2) Manage Swan Lake at an elevation to keep water off private property.
3) To allow Swan Lake to rise and fall with no interference.
Community Services. (Commission District 5.) FOR POSSIBLE ACTION

Attachments: BCC 04-09-19 - Staff Report - Lemmon Valley - policy direction and next steps
BCC 04-09-19 - POWER POINT for Lemmon Valley
BCC 04-09-19 - Lemmon Valley Matrix

7. Recommendation to authorize Assistant County Manager, Dave Solaro, to enter into all necessary emergency agreements and construction contracts for the continued development and implementation of the 2019 mitigation and response measures associated with the Lemmon Valley Wastewater Treatment Plant for access road and berm improvements [not to exceed $500,000], and for seepage, bypass, and backup pumping systems associated with the treatment plant and collection system [not to exceed $150,000], pursuant to NRS 332.112 and 338.011. Community Services. (Commission District 5.) FOR POSSIBLE ACTION

Attachments: BCC 04-09-19 - Staff Report - LV Emergency

8. Recommendation to: 1) award a bid and approve the Agreement to the lowest responsive, responsible bidder for the Phase 1 - Cast-In-Place Pipe (CIPP) Lining Project [staff recommends SAK Construction, LLC, in the amount of $1,746,298]; and 2) approve an Agreement for Professional Consulting Services between Washoe County and Brown and Caldwell to provide construction services for the Phase 1 - Cast-In-Place Pipe Lining Project [$167,358]. Community Services. (Commission District 2.) FOR POSSIBLE ACTION

Attachments: BCC 04-09-19 - Staff Report CIPP Lining
BCC 04-09-19 - Const Agreement CIPP Lining
BCC 04-09-19 - Professional Svs Agreement - Brown and Caldwell CIPP Lining Project

9. Recommendation to: 1) approve Change Order #2 to the Agreement for Professional Consulting Services with Poggemeyer Design Group, Inc. [in the amount of $72,956.00] for additional permit process development and permit review services, [bringing the total contract amount to $172,456.00]; and 2), approve Change Order #2 to the Agreement for Professional Consulting Services with Poggemeyer Design Group, Inc. [in the amount of $86,332.00] for additional technical review of plats and map check services, [bringing the total contract amount to $185,832.00]. Community Services. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: BCC 04-09-19 - Staff Report - Change Order #2 - PDG Map Check & Permit Services
BCC 04-09-19 - Change Order # 2 - Poggemeyer Permit Process
BCC 04-09-19 - Change Order # 2 - Poggemeyer Technical Review Plats

10. Introduction and first reading of an ordinance pursuant to Nevada Revised Statutes 278.0201 through 278.0207, approving Amendment of Conditions Case Number WAC19-0001, amending Development Agreement DA09-002, originally approved in 2009 and previously amended in 2013 (Amendment of Conditions AC13-006), to extend the deadline for filing the next final map for Sun Mesa Tentative Map TM04-001 (approved for 207 lots) to April 28, 2020, with all subsequent final maps submitted for filing after April 28, 2020 being subject to the deadlines set forth in NRS 278.360.
The applicant and property owner is Landstar Sun Mesa, LLC. The parcel (APN 504-460-02) is located at the eastern terminus of Sun Mesa Drive in the Sun Valley planning area and is approximately 37-acres in size. It has a master plan category of Suburban Residential and regulatory zones of Medium Density Suburban and Open Space. The property is within the boundaries of the Sun Valley Citizen Advisory Board. This request is regulated under Washoe County Development Code Article 814. And if approved, schedule a public hearing date and second reading for April 23, 2019. Community Services. (Commission District 5.) FOR POSSIBLE ACTION

Attachments: BCC 4-9-19 - Staff Report - 1st reading WAC19-0001 Sun Mesa Dev Agreement
BCC 4-9-19 - Attachment A - Ordinance with Amendments
BCC 4-9-19 - Attachment B - Application

11. Public hearing: Affirm or reverse the Planning Commission's denial of Master Plan Amendment Case Number WMPA18-0006 and Regulatory Zone Amendment Case Number WRZA18-0006 for Marshall Ranch. Should the Board decide to reverse the denial, possible action to adopt the Master Plan and Regulatory Zone Amendments and, if adopted, authorize the Chair to sign the resolutions to that effect.
WMPA18-0006 seeks to adopt an amendment to the Washoe County Master Plan, Warm Springs Area Plan to change a Master Plan Category on three parcels totaling ±1,088.88-acres to Rural Residential; to establish a character management area (CMA) with a character statement and specific policies governing these properties; and to amend Policy 4.6 to allow Medium Density Rural within the CMA. The subject parcels were recently removed from the City of Reno's Sphere of Influence, where they had a Reno Master Plan Category of Special Planning Area and which currently have a Washoe County Master Plan designation of Rural per Policy 1.2.16 and the translation table contained in Appendix 7 of the 2012 Truckee Meadows Regional Plan.
Subject to final approval of the associated Master Plan change and a finding of conformance with the 2012 Truckee Meadows Regional Plan, WRZA18-0006 seeks adoption of an amendment to the Warm Springs Regulatory Zone Map, changing the Regulatory Zone from General Rural (maximum density one dwelling unit per 40 acres) to Medium Density Rural (maximum density one dwelling unit per five acres) and Open Space (no allowable density). If approved, these changes would potentially allow for up to 187 dwelling units, compared to the 27 dwelling units allowed by the current regulatory zone
The applicant and appellant is Krater Consulting Group and the property owner is Winnemucca Holdings, LLC. The subject site is comprised of three parcels in the Warm Springs planning area, located at 9055 Winnemucca Ranch Road (APNs: 079-220-23 [±244-ac.]; 079-220-26 [±41.5-ac.]; 079-220-37 [±803.2-ac.]). The existing master plan category is Rural, and the proposed category is Rural Residential. The existing regulatory zone is General Rural, and the proposed regulatory zones are Medium Density Rural (±935-ac.) and Open Space (±153-ac.). The site falls within the boundaries of the Warm Springs/Rural Citizen Advisory Board. Community Services. (Commission District 5.) FOR POSSIBLE ACTION

Attachments: BCC 4-9-19 - Staff Report - Appeal WMPA18-0006 and WRZA18-0006 Marshall Ranch
BCC 4-9-19 - Attachment A - Appeal Application
BCC 4-9-19 - Attachment B - PC Action Order
BCC 4-9-19 - Attachment C - Draft PC minutes
BCC 4-9-19 - Attachment D - PC staff report
BCC 4-9-19 - Attachment E - MPA resolution
BCC 4-9-19 - Attachment F - RZA resolution

12. Possible Closed Session for the purpose of discussing labor negotiations with Washoe County and/or Truckee Meadows Fire Protection District per NRS 288.220. FOR POSSIBLE ACTION

13. Discussion and direction to staff regarding legislation or legislative issues proposed by legislators, by Washoe County, Truckee Meadows Fire Protection District, or by other entities permitted by the Nevada State Legislature to submit bill draft requests, or such legislative issues as may be deemed by the Chair or the Board to be of critical significance to Washoe County. Manager. (All Commission Districts.) FOR POSSIBLE ACTION

14. 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.

15 Commissioners'/County Manager's announcements, reports and updates to include boards and commissions updates, requests for information or topics for future agendas. (No discussion among Commissioners will take place on this item.)

Adjournment

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

Chair Hartung

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

Vice-Chair Lucey

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

Commissioner Berkbigler

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

Commissioner Jung

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

Commissioner Herman

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