

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

INTERIM COUNTY MANAGER
David Solaro

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

July 23, 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 Board of County Commissioners 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), Reno City Hall - Clerk's Office (1 E. 1st 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 <http://www.washoecounty.us/bcc>

10:00 a.m.

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

5. Consent Items (for possible action)

- 5.A. Approval of minutes for the Board of County Commissioners' regular meetings of June 11, 2019, June 18, 2019, and June 25, 2019. Clerk. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [BCC 2019-06-11W](#)
 [BCC 2019-06-18W](#)
 [BCC 2019-06-25W](#)

- 5.B. Recommendation to approve roll change requests, pursuant to NRS 361.765 and/or NRS 361.768, for errors discovered on the 2016/2017, 2017/2018 and 2018/2019 unsecured tax roll and authorize Chair to execute the changes described in Exhibit B and direct the Washoe County Treasurer to correct the error(s). [cumulative amount of decrease to all taxing entities \$146,877.35]. Assessor. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [7/23/19 - Assessor - RCR Staff Report](#)
 [7/23/19 - Assessor - Exhibit B](#)

- 5.C. Recommendation to approve revised Drug Free Workplace Policy. Human Resources. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [Staff report - Drug Free Workplace Policy](#)
[Drug-Free Workplace Policy](#)

- 5.D. Recommendation to approve, on staff recommendation that the board nominate; Kate Thomas and Jamie Rodriguez to the Governor for the Board on Indigent Defense Services as the Washoe County Commission's nominees to submit to the Governor to fill a term to end on June 30, 2022. Manager's Office. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [BCC Staff Report 7-23-19 - Manager - Board of Indigent Defense](#)
[Services Appointment](#)

- 5.E. Recommendation to acknowledge receipt of annual report of projected proceeds and expenditures in the account used for the acquisition and improvement of technology in the Office of the County Recorder for FY20. Recorder. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [StaffReportFY20 Recorder Technology Fund](#)

- 5.F. Recommendation to approve the Law Enforcement Funding Agreement between Burning Man Project (BMP) and Washoe County, on behalf of the Washoe County Sheriff's Office to provide reimbursement for extra staffing [\$118,351.00 estimated total reimbursement] needed in the Gerlach/Empire area during the annual Burning Man Festival for 2019. Sheriff. (Commission District 5.) FOR POSSIBLE ACTION

Attachments: [BCC 07-23-19 - Sheriff - Burning Man Funding Agreement](#)
[\[\\$118,351\].doc](#)
[WCSO Burning Man 2019 Funding Agreement.docx](#)

- 5.G.1. Recommendation to the Board of County Commissioners to retroactively acknowledge a grant award of [\$20,000], no County match required, awarded to the Second Judicial District Court from the Lee F. Del Grande Foundation, retroactive June 1, 2019 through December 31, 2019 for the Family Peace Center; and direct the Comptroller to make the necessary budget amendments. District Court. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [BCC 7-23-19 Staff Report Grant Award-Family Peace](#)
[Center-District Court \[\\$20,000.\]](#)
[Del Grande Foundation Grant \\$20,000. - 2019](#)

- 5.G.2. Recommendation to the Board of County Commissioners to retroactively acknowledge receipt of the Federal Services-Training-Officers-Prosecutors Violence Against Women Formula Program (STOP) sub-grant in the amount of [\$30,709.00 plus a 25% in kind match with staff salaries] awarded to the Second Judicial District Court to strengthen services provided to families impacted by domestic violence and promote partnerships among community stakeholders, and direct the Comptroller's Department to make the necessary budget amendments. The estimated budget for these services is not to exceed \$30,709.00 during the project period of July 1, 2019 and June 30, 2020 through the Federal STOP pass-through grant administered by the Nevada Office of the Attorney General. District Court. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [BCC Staff Report 7-23-19 STOP Sub-Grant District Court](#)
[\\$30709.00 plus 25% of kind match with staff salaries](#)
[2nd Judicial Court STOP Grant Award Letter 2019](#)

- 5.H.1. Recommendation to approve, Pursuant to NRS Chapter 369 and WCC Chapter 30, the State of Nevada Manufacturer's Brew Pub License, with recommended conditions, for a second brew pub location for Kevin Drake, dba Alibi Incline, LLC, and if approved, authorize each Commissioner to sign the State of Nevada Application for Manufacturer's License with direction for the County Clerk to attest the license application. Among other things, a brew pub involves the manufacture, storage, and sale of malt beverages (typically beer) on the premises. By law, the Board is tasked with approving or denying these licenses for the State of Nevada. Approval of the license must be based on a determination that the individual applicants, Kevin Drake and Richard Romo, are of "good moral character," which includes but is not limited to a review of records of criminal convictions, if any, in the histories of the applicants, as well as any issues concerning any child support obligations of the applicants. The brew pub is proposed to be located at 931 Tahoe Blvd (in the old Hacienda restaurant, APN 132-231-07) on property zoned General Commercial (GC) within the Incline Village Commercial Community Plan area, Special Planning Area #1. Community Services. (Commission District 1.) FOR POSSIBLE ACTION

Attachments: [BCC 7-23-19 - Staff Report - Alibi Ale](#)
[BCC 7-23-19 - Attachment A - Vicinity Map](#)
[BCC 7-23-19 - Attachment B - Liquor License Application](#)
[BCC 7-23-19 - Attachment C - Supporting NRS & WCC](#)

- 5.H.2. Recommendation to approve an Easement Purchase and Sale Agreement and Easement Deed between Washoe County and D.R. Horton, Inc., for a permanent, non-exclusive drainage easement totaling 10,426± square feet on APN 162-010-20, [at the appraised value of \$3,000]. Community Services. (Commission District 2.) FOR POSSIBLE ACTION

Attachments: [BCC 07-23-19 - Staff report - Autumn Wood Easement](#)
[BCC 07-23-19 - Purchase and Sale Agreement Autumn Wood](#)
[Easement Final](#)
[BCC 07-23-19 - Exhibit A - Easement Deed](#)
[BCC 07-23-19 - Exhibits to Easement Deed](#)

- 5.H.3. Recommendation to approve a Cancellation Agreement and associated Water Rights Deed to terminate a Water Sale Agreement between Washoe County and Silver State Kennels, and re-convey 1.00 acre-feet of water rights from Washoe County to Silver State Kennels. Community Services. (Commission District 5.) FOR POSSIBLE ACTION

Attachments: [BCC 07-23-19 - Staff Report - Silver State Kennels](#)
[BCC 07-23-19 - Cancellation Agreement - Silver State Kennels](#)
[BCC 07-23-19 - Water Rights Deed - Silver State Kennels](#)

- 5.H.4. Recommendation to approve a Water Rights Deed to re-convey 2.00 acre-feet of water rights from Washoe County to Grandview Terrace General Improvement District. Community Services. (Commission District 5.) FOR POSSIBLE ACTION

Attachments: [BCC 07-23-19 - Staff Report -Grandview Terrace GID](#)
[BCC 07-23-19 - Water Rights Deed - Grand View Terrace GID](#)

- 5.H.5. Recommendation to approve a Cancellation Agreement and associated Water Rights Deed to terminate a Water Sale Agreement between Washoe County and the Operating Engineers and Participating Employers Pre-apprentice, Apprentice, and Journeyman Affirmative Action Training Fund, and re-convey 1.5 acre-feet of water rights from Washoe County to Operating Engineers and Participating Employers Pre-apprentice, Apprentice, and Journeyman Affirmative Action Training Fund. Community Services. (Commission District 4.) FOR POSSIBLE ACTION

Attachments: [BCC 07-23-19 - Staff Report - Operating Engineers](#)
[BCC 07-23-19 - Cancellation Agreement - Operating Engineers](#)
[BCC 07-23-19 - Water Rights Deed - Operating Engineers](#)

- 5.H.6. Recommendation to approve a Cancellation Agreement and associated Water Rights Deed to terminate a Water Sale Agreement between Washoe County and Coli-Damonte, LLC, and re-convey 2.00 acre-feet of water rights from Washoe County to Coli-Damonte, LLC. Community Services. (Commission District 2.) FOR POSSIBLE ACTION

Attachments: [BCC 07-23-19 - Staff Report - Coli-Damonte LLC](#)
 [BCC 07-23-09 - Cancellation Agreement - Coli-Damonte LLC](#)
 [BCC 07-23-19 - Water Rights Deed - Coli-Damonte LLC](#)

- 5.H.7. Recommendation to approve a Cancellation Agreement and associated Water Rights Deed to terminate a Water Sale Agreement between Washoe County and Mack R. McKinley and Robyn M. Roth, and re-convey 1.00 acre-feet of water rights from Washoe County to Mack R. McKinley and Robyn M. Roth. Community Services. (Commission District 5.) FOR POSSIBLE ACTION

Attachments: [BCC 07-23-19 - Staff Report - Mack McKinley Kennels](#)
 [BCC 07-23-19 - Cancellation Agreement - Mack McKinley Kennels](#)
 [BCC 07-23-19 - Water Rights Deed - Mack McKinley](#)

- 5.H.8. Recommendation to approve a Cancellation Agreement and associated Water Rights Deed to terminate a Water Sale Agreement between Washoe County and Matthew J. Richard, and re-convey 1.00 acre-feet of water rights from Washoe County to Matthew J. Richard. Community Services. (Commission District 2.) FOR POSSIBLE ACTION

Attachments: [BCC 07-23-19 - Staff Report - Rugged 3R Ranch](#)
 [BCC 07-23-19 - Cancellation Agreement - Rugged 3R Ranch](#)
 [BCC 07-23-19 - Water Rights Deed - Rugged 3R Ranch](#)

- 5.H.9. Recommendation to approve a Cancellation Agreement and associated Water Rights Deed to terminate a Water Lease Agreement between Washoe County and Robert M. Sader and Candice K. Sader, Co-Trustees of the Sader Nevada Trust Agreement, dated December 12, 1995, and re-convey 0.2 acre-feet total combined duty of water rights from Washoe County to Robert M. Sader and Candice K. Sader, Co-Trustees of the Sader Nevada Trust Agreement, dated December 12, 1995. Community Services. (Commission District 2.) FOR POSSIBLE ACTION

Attachments: [BCC 07-23-19 - Staff Report - Sader Trust](#)
 [BCC 07-23-19 - Cancellation Agreement - Sader Trust](#)
 [BCC 07-23-19 - Water Rights Deed - Sader Trust](#)

- 5.H.10. Recommendation to approve a Cancellation Agreement and associated Water Rights Deed to terminate a Water Sale Agreement between Washoe County and Sally J. Armstrong, and re-convey 0.55 acre-feet of water rights from Washoe County to Sally J. Armstrong. Community Services. (Commission District 5.) FOR POSSIBLE ACTION

Attachments: [BCC 07-23-19 - Staff Report - Armstrong](#)
 [BCC 07-23-19 - Cancellation Agreement - Armstrong](#)
 [BCC 07-23-19 - Water Rights Deed - Armstrong](#)

- 5.H.11. Recommendation to approve a Cancellation Agreement and associated Water Rights Deed to terminate a Water Sale Agreement between Washoe County and Twisted Sisters, LLC, and re-convey 0.4625 acre-feet of water rights from Washoe County to Twisted Sisters, LLC. Community Services. (Commission District 5.) FOR POSSIBLE ACTION

Attachments: [BCC 07-23-19 - Staff Report - Twisted Sisters LLC](#)
 [BCC 07-23-19 - Cancellation Agreement - Twisted Sisters](#)
 [BCC 07-23-19 - Water Rights Deed - Twisted Sisters](#)

- 5.H.12. Recommendation to approve a Memorandum of Understanding (MOU) between Washoe County---on behalf of the Washoe County Planning & Building Division---and the Truckee Meadows Fire Protection District (TMFPD) to clarify the authority, roles, procedures, timelines and approval protocols, as well as remove any unnecessary overlap in services between the Truckee Meadows Fire Protection District and the Washoe County Building Program, specifically related to Washoe County's Building Permits that are issued through the Washoe County Building Program, within the Planning and Building Division of the Community Services Department and does not include TMFPD's Fire Permits which are submitted directly to and managed by TMFPD effective upon approval and continuing until terminated. Community Services. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [BCC 7-23-19 - Staff Report - MOU Building & TMFPD](#)
 [BCC 7-23-19 - MOU Building & TMFPD](#)

End of Consent Items

6. Update on the Washoe County Manager recruitment and possible direction on recruitment process. Human Resources. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [Staff Report - County Manager Recruitment Update](#)

7. Presentation of the Washoe County Downtown Master Plan Update by Arrington Watkins Architects, LLC, and recommendation to (1) acknowledge receipt of the Update as a valid identification of the long-term needs for downtown County facilities; and (2) provide direction to staff to explore financing and implementation strategies for the Update's option 3 or 4. Community Services. (Commission District 3.) FOR POSSIBLE ACTION

Attachments: [BCC 07-23-19 - Staff Report - Downtown Master Plan Update](#)
[BCC 07-23-19 - Executive Summary - Downtown Master Plan](#)
[Update](#)

8. Recommendation to approve acceptance of Community Corrections Partnership Block Grant from the Department of Health and Human Services - Juvenile Justice Programs Office in the amount of [\$317,101.36] to provide treatment and programming to youth referred to the Washoe County Department of Juvenile Services; for the retroactive period of 7/1/19-6/30/20. No match required. If approved, direct the Comptroller's Office to make the necessary budget amendments. Juvenile Services. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [BCC 07-23-19 Juvenile Services Community Corrections](#)
[Partnership Block Grant \[317,101.36\]](#)
[2nd Judicial CCP SFY 20](#)

9. Recommendation to the Board of County Commissioners to acknowledge payment to Avenu in amount not to exceed [\$235,071.48] for fiscal year 2019-20 for annual maintenance and support agreement for the Second Judicial District Court's case management system. The Second Judicial District Court will continue to pay for this contract through June 30, 2024 from cost center 120121, services and supplies. District Court. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [BCC Staff Report 7-23-19 Avenu \(Conduent Xerox ACS\) FY20](#)
[District Court \\$235071.48](#)
[Washoe County NV - TCP Amend 10 - Contexte 5 Yr Renewal -](#)
[EXECUTED 6.5.19](#)

10. Recommendation to approve the Forensic Support Services Agreements between Washoe County on behalf of Washoe County Sheriff's Office and various Local Law Enforcement Agencies: Board of Regents (UNR PD) \$15,658; Churchill Co SO \$44,177; Elko Co SO \$65,384; Elko PD \$88,914; Eureka Co SO \$4,302; Fallon PD \$40,822; Humboldt Co SO \$35,273; Lander Co SO \$6,883; Lyon Co SO \$109,261; NV Dept. of Wildlife \$1,500; Pershing Co SO \$24,949; Reno Tahoe Airport Authority \$3,914; Storey Co SO \$22,368; Walker River Paiute Tribal PD \$3,000; Washoe County School PD \$31,316; West Wendover PD \$36,133; White Pine Co SO \$21,809; Winnemucca PD \$45,597; Yerington PD \$3,000 for Forensic Laboratory Analysis Service fees for the retroactive term of July 1, 2019 to June 30, 2020 with a total income of [\$604,260.00]. Sheriff. (All Commission Districts.) FOR POSSIBLE ACTION

Attachments: [BCC 07-23-19 - Sheriff - Forensic Services Agreements \[\\$604,260\].doc](#)
 [Forensic Support Services Agreement - Option A.pdf](#)
 [Forensic Support Services Agreement - Option B.pdf](#)

11. 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
12. 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.
13. 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 Meadows 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 Legislative Liaison
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 Internal Audit Committee (alternate)
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