

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

TUESDAY

10:00 A.M.

FEBRUARY 13, 2018

PRESENT:

Marsha Berkbigler, Chair

Kitty Jung, Vice Chair

Bob Lucey, Commissioner

Vaughn Hartung, Commissioner (via telephone)

Jeanne Herman, Commissioner

Nancy Parent, County Clerk

John Slaughter, County Manager

Paul Lipparelli, Deputy District Attorney

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:

18-0098 AGENDA ITEM 3 Appearance.

Dave Solaro, Arch., P.E., Assistant County Manager; Rick Warner, P.E., Senior Licensed Engineer; Krishna Pagilla, PhD, PE, BCEE, Professor and ENVE Program Director Nevada Water Innovation Campus, University of Nevada Reno. Presentation and update on the Nevada Water Innovation Campus and feasibility study on highly treated reclaimed water.

Assistant County Manager Dave Solaro stated the Nevada Water Innovation Campus (NWIC) was officially inaugurated at the University of Nevada, Reno (UNR) on August 24, 2017. The NWIC was the result of collaboration between UNR, the Cities of Reno and Sparks, the Truckee Meadows Water Authority (TMWA), the Western Regional Water Commission (WRWC), the Nevada Department of Transportation (NDOT), and Washoe County. The purpose of the program was to develop real world integrated solutions to regional needs and to demonstrate national leadership in the water sector. He said Washoe County was a founding member of the research organization and he introduced NWIC Director Dr. Krishna Pagilla, Professor and Program Director of Environmental Engineering at UNR.

Dr. Pagilla conducted a PowerPoint presentation, which was placed on file with the Clerk, containing slides entitled: Nevada Water Innovation Campus; Nevada Today; Vision; Water Recycling Feasibility Study; and NWIC. He acknowledged the leadership shown by the County and UNR through their support of the NWIC. He explained the goal of the NWIC was to develop water solutions for the region and to

demonstrate national leadership. He said other regions and cities around the country were looking at the partnership between Washoe County, UNR, and the community as a model for community engagement. The NWIC had strong support from UNR's leadership which was evidenced by their presence at the inaugural event and their dedication of resources and financial support.

Dr. Pagilla next spoke about the vision of the NWIC, which he stated included three things: to become a nationally recognized innovation campus, to solve real world problems in the water sector, and to provide opportunities for economic growth by increasing and improving water, and water resiliency for the Truckee Meadows region.

In regards to solving real world problems, Dr. Pagilla believed this was the first time the region had intentionally come together to address effluent and storm water management, and to look at future opportunities for water reuse. He said the area's water treatment plants and waste water treatment plants had been dealing with issues related to obtaining permits. The idea was to consider water as a resource rather than waste that needed to be treated and returned to the river.

Dr. Pagilla proclaimed his excitement about the partnership and indicated the University would be providing their expertise to address specific problems. He said the activities of the partnership could be leveraged to help the University become an internationally known leader in the water sector. This was critical for the University and the region because the University was focused on attaining a "Carnegie Very High" classification. The classification would put UNR in the same league as big universities that made significant impacts to their regions, such as the University of Michigan, the University of California, Berkley, and Ohio State University. These universities were all at the center of economic development in their respective regions. Lastly, he said he recognized the nexus between the economy and water, particularly in this region where the quantity of water was limited. By doing some of the activities through the NWIC they hoped to improve the resiliency of the region in terms of water and improve economic growth.

Dr. Pagilla said the advanced water treatment study was a regional effort in which the University played a significant role. He asked Senior Engineer Rick Warner to speak on the subject.

Mr. Warner stated he thought the project was exciting because the region was coming together as a group to explore new options for expanding their water portfolio through water recycling and the use of reclaimed water. This was a result of the issuance of new regulations by the State of Nevada which allowed for more uses of reclaimed water and the recharging of groundwater basins. He said a lot of expertise and advanced water treatment technologies would be required as new opportunities were explored. He noted Dr. Pagilla represented the University in this effort and would be helping the partnership advance their research capabilities. Students and other researchers would also explore a feasibility study to address some of the key questions. The region

would receive significant benefits from the additional opportunities to utilize reclaimed water.

Mr. Warner stated UNR would bring its vast water research capabilities to the regional partnership. He thought this was a great opportunity for the staffs of all the entities to work together. He noted one County employee was in the process of earning a doctorate degree (PhD) under Dr. Pagilla for the advanced water treatment technology study. He said the study was in year two of a five-year timeline to answer some key questions about how the community could advance its water portfolio.

Mr. Solaro stated the County was proud to be a founder of the program that would help the region move forward towards economic development. He thought the partnership with all the community partners and UNR was something to be proud of. He appreciated Commissioner Hartung's request for the presentation before the Board.

Commissioner Lucey stated the work being done in regards to how water and wastewater were being managed was transformative. He remarked the progress being made towards sustainability would lead the region into the next generation. He was thankful for the presentation and wished the collaborators all the best.

Commissioner Hartung thanked Commissioner Lucey for the kind words he had for the NWIC. He said he was passionate about the project and commented it would provide much needed answers regarding water resiliency to deal with the region's dwindling water supplies. He felt this was the only way to ensure a viable and sustainable water supply for future generations. He was pleased with the support coming from the WRWC and TMWA as well as from other outside agencies and community partners. He looked forward to solving the problems and said he appreciated all the support.

Commissioner Jung asked Dr. Pagilla to explain what a Carnegie level institution was. Dr. Pagilla explained UNR was currently rated as a tier 1 university, which meant it was a PhD-granting university with a "Carnegie High" classification. He said there was one higher classification which was called "Carnegie Very High". This classification was based on certain metrics such as the amount of regional and federal research dollars the university received each year and the number of PhDs it produced. Those metrics lead to an accumulation of intellectual property which would have a positive effect on the region. He acknowledged the University would not attain the designation overnight, but the Nevada System of Higher Education and the Board of Regents were focused on attaining the classification for both UNR and the University of Nevada, Las Vegas. He said the infrastructure was being built and noted UNR would break ground on the construction of a new \$100 million engineering building in May. He said although the NWIC was a small cog in the wheel, it was an important part of moving the University towards the "Very High" classification through the Carnegie Foundation.

Commissioner Jung asked which other universities were working on attaining the classification. Dr. Pagilla replied both Nevada universities were working on

it and nationally there were close to 100 others pursuing that goal. There were already more than 50 universities that were classified as “Carnegie Very High”.

Commissioner Jung asked how many other universities were working on the issue of water reclamation. Dr. Pagilla mentioned there were centers similar to the NWIC at the University of Wisconsin and in Milwaukee. Recalling that Dr. Pagilla mentioned the University of Michigan had a similar program, Commissioner Jung wondered why they needed the program since they had plenty of water. Dr. Pagilla responded while local issues were considered from a water deficit point of view, the challenge in Michigan was dealing with too much water. The hope was for the local region to become a model for other water deficit regions around the world, which would be achieved by the University showing leadership in the field of water management. Commissioner Jung asked Dr. Pagilla to let her know how she could help the University attain the “Carnegie Very High” classification.

Commissioner Herman thanked the presenters and said the program would solve a lot of problems.

Commissioner Berkbighler stated water was considered a lot like gold in the west. Although there was currently plenty of water, it would not stick around and she thought the NWIC program was wonderful. She was thankful for the presentation and grateful to Commissioner Hartung for suggesting it.

Commissioner Jung noted during Consent Agenda Item 6D1 the Board would be making a financial commitment in support of the NWIC in the amount of \$25,000.

18-0099 AGENDA ITEM 4 Public Comment.

On the call for public comment, Ms. Beth Webb spoke on behalf of the Washoe County High School Rodeo Association. She thanked the Board for considering to support the annual High School Rodeo which would be held April 21 and 22 at the Reno Livestock Events Center. She introduced Mr. Brenden Webb who spoke about his involvement in the events of tie-down and team roping. Ms. Webb explained junior high and high school students participated in the rodeo which were held every other weekend from September to June. Participating high school students were required to maintain a 3.0 grade point average, which was comparable to the academic standards all other high school athletes were held to. She mentioned the group did a lot of community service and held events to introduce kids to western culture and animals. Mr. Shawn Dixon also spoke and said his daughter was the President of the Association and she was currently attending a leadership convention. He said he appreciated the Board’s support. Ms. Webb invited the Board to the event in April and spoke about a 12-year-old rough stock rider who participated in the junior high national finals.

Mr. Garth Elliott said he was a 45-year resident of Sun Valley. He suggested the Board was not listening to its constituents and related this assertion to a

story about George Armstrong Custer. He asked the Board to work on their listening skills.

Ms. Denise Ross stated she was speaking on behalf of Tammy Holt-Still of the Lemmon Valley Recovery Committee and the Lemmon Valley Flood Relief Assistance Group. She formally requested an agenda item regarding Commissioner Herman's proposal to elevate homes in Lemmon Valley be placed on an upcoming agenda. She noted the electrical poles at Palace Drive and Idaho Street were wired with electricity but not wired to the pumps. She claimed there had been requests to get those connected but since nothing had happened it was a waste of money. She spoke about property values in Lemmon Valley and said people were not interested in buying homes in the area once they saw the HESCO barriers because they were concerned about flooding. Although the County had already spent \$3 million on Lemmon Valley's issues, she said that was not enough and the residents needed more support. She said the water between Nectar Street and Arkansas Street was still increasing and it was getting close to residents. She claimed Mr. Dave Solaro was not responsive and said his report was deceptive. She stated she attended a Citizen Advisory Board (CAB) meeting the previous evening where she heard there was a proposal to build 538 homes in the flood plain. She was concerned this would cause more flooding. She submitted a handout which was placed on file with the Clerk.

Ms. Carrisa Tashiro said she represented the Washoe County Regional Parks and Open Space Commission (the Commission). She spoke about a letter prepared by the Commission regarding their recommendation for above base funding to address several critical park needs. She said since the letter was written it had been brought to the Commission's attention that above-base funding might not be available for the current fiscal year; however, she wanted to share the highlights of the letter in the event the funding did become available this year or next year. She emphasized the Parks Department did an excellent job serving the community with the resources they had. It was responsible for managing over 12,000 acres, including 49 parks, athletic fields, shooting facilities, golf courses, a campground, and a museum. It did this on a budget that was \$2 million less than 10 years ago and with staffing levels that were two-thirds the size of comparably sized jurisdictions. She asked the Board to consider an above-base request for \$101,000 to increase wages for seasonal Parks Department staff. She said current wages for those employees started at \$8.25 per hour, which was Nevada's minimum wage. Accordingly, the Parks Department had experienced difficulty recruiting and retaining qualified staff for positions such as park aides, recreation leaders, pool managers, lifeguards, and shooting range safety officers; many of those positions had gone unfilled in the past year. She said the Human Resources and Community Services Departments collaborated on a study that recommended pay grade increases of 5 to 30 percent for seasonal employees to make Washoe County more competitive with similar employers. Secondly, the Commission recommended an above-base request of \$120,000 to support the tree and weed program. She noted the increase in precipitation the previous year caused increased vegetation, which increased fire hazards for the community. She said since the recession-era budget reductions, the Parks Department had not been able to fully implement weed abatement programs and had forgone spraying pre-emergent in

many areas. An above-base increase would allow for the implementation of a more aggressive natural resource management plan to reduce wildfire risk and help maintain the ecological health of the parks and open spaces. Together the above-base funding requests amounted to \$221,000 which only represented a 10 percent restoration of the recession-era budget cuts. She said the money would go a long way towards enhancing park services for the community and maintaining the quality of the parks and services as the region continued to grow. She stated she would provide a copy of the letter to the Board once it was formalized. Until then she urged the Board to consider the request in the event any funding became available.

Mr. Levi Hooper spoke about being homeless for five years, his past bid for a seat on the County Commission and his plans to run for Reno City Mayor. He mentioned a recent snowstorm and asked for help for the homeless, specifically for a family with a three-year-old daughter that needed blankets, jackets, and shoes. He remarked he still dreamed about being homeless and said he had been traumatized by it.

Mr. Sam Dehne spoke about his accomplishments, Jeff Bezos of Amazon, and *The Reno Gazette-Journal*.

18-0100 **AGENDA ITEM 5** Commissioners'/County Manager's announcements, reports and updates, requests for information or topics for future agendas.

County Manager John Slaughter shared that staff was currently reviewing all Washoe County policies. He said he requested priority be placed on the harassment policies to confirm they were up-to-date, clear, and understandable. He said this process was nearing completion and the policies would be coming to the Board soon for their review and approval.

Commissioner Lucey requested a future agenda item to discuss the elevation of homes in Lemmon Valley.

Commissioner Jung spoke about attending the grand opening of the Doral Academy with Commissioner Lucey. She explained the Academy was a charter school that embraced the arts throughout its entire curriculum. There was a seven year waiting list to attend the school in Las Vegas and students were selected through a lottery system. She noted charter schools were like public schools in that they were free for students to attend. She believed the school, which was located directly across from Galena High School, would be a game-changer in the community.

Commissioner Jung asked for a report about how the County helped the High School Rodeo. She stated she conducted a Sun Valley leadership roundtable event and all the Trustees from the Sun Valley General Improvement District (SVGID) were in attendance. She said the meeting was properly noticed and key staff was present except staff from the Health District due to an oversight. She explained the meeting was held because she had been approached by individuals from the Summit Church who wanted to adopt Sun Valley as a project site year-round. She said the SVGID provided great

insights as to what was needed and necessary to beautify the area and engage citizens. The Church had already provided 230 new winter coats to the students in one school and when they found they had extra coats, they went to another school in the area and handed those out as well. She stated there would be a big kick-off celebration in May and going forward the church would be doing service work on a monthly basis.

Commissioner Jung announced she had taken a tour of the Community Health Alliance (the Alliance) facility with Reno City Councilman Oscar Delgado. She explained the Alliance provided health services for indigent people as a safety net. She said she also attended her very first Nevada Works board meeting where they discussed the lack of broadband infrastructure and the fact that all entities were experiencing flat budgets. A presentation was made by Northern Nevada Electrical regarding their apprenticeship program. She thought it was really interesting and encouraged anyone looking for a job to investigate the five-year program, which provided a starting wage of \$13.85 per hour with benefits and a 401k.

Additionally, Commissioner Jung talked about attending the inaugural meeting of the Washoe Regional Behavioral Health Policy Board, which was created by the State Legislature in the last session. As far as the request from the Regional Parks and Open Space Commission read during public comment, she requested any above-base requests come to the Board for consideration. She felt the Parks Department needed to be a priority; she deemed the request from the Parks Department as small in comparison to requests received by other departments.

Commissioner Jung stated she attended a business impact statement meeting to discuss permanent marijuana regulations with Assistant County Manager Dave Solaro. As the liaison to the Senior Services Advisory Board she notified the Commissioners about the upcoming Older Americans Month, which she thought would provide many opportunities for seniors due to plans that had been developed by Community Outreach Coordinator Chris Ciarlo.

Finally, Commissioner Jung spoke about a marijuana public outreach meeting she attended. She said 15 people from the industry were present, but only five individuals from the public were there. She thought it was a great meeting where some public fears were addressed.

Commissioner Hartung concurred with Commissioner Lucey regarding having a conversation about elevating homes in Lemmon Valley. He wanted to discuss the viability and affordability of this type of program to ensure the proper spending of County and federal dollars. He said he looked forward to having an open public conversation about it.

here

Commissioner Lucey stated internet service in rural areas was a big challenge and it had been discussed diligently at Nevada Association of Counties (NACO) meetings. He thought it was reassuring Congressman Mark Amodei had invited

Federal Communications Commission (FCC) Chairperson Ajit Pai to Nevada's rural areas to engage in discussions about the issue. He noted the school districts in Pershing and Humboldt Counties relied heavily on their ability to access the internet and there had been some real challenges in those communities. He also spoke about the recent event at the Doral Academy which he said was wonderfully attended. He was happy to participate in the process and thanked County staff for everything they did to help get the charter school off the ground. He noted the charter school was paid for by the State and it would be a benefit to all residents. He said the ability for residents to have a choice when it came to schools continued to be a challenge and the County needed to do everything they could to work towards a solution.

Commissioner Lucey thanked the Roads Department for taking advantage of recent warm weather to repair cracks throughout the County. There were a lot of roads to maintain and he thanked Director of Engineering and Capital Projects Dwayne Smith as well as Mr. Solaro for ensuring the work got done with limited resources.

Chair Berkbigler requested an analysis of the Sheriff's concerns related to overtime costs. She had concerns about where the money was coming from and why it was not being controlled better. She found the issue worrisome and wanted an item-by-item breakdown. She also requested an agenda item to discuss regional fire services, dispatch, and crime lab services. She noted there was an item about regional fire service on the City of Reno's agenda and she thought the County should also discuss the issue to determine if there was something more they could do. She said she was glad Commissioner Hartung and Commissioner Lucey requested an agenda item about elevating the homes in Lemmon Valley because she thought it was time to have the discussion. She said she would also like to know what the County had done or could do to assist the High School Rodeo.

CONSENT AGENDA ITEMS – 6A THROUGH 6G3

- 18-0101** **6A** Acknowledge the communications and reports received by the Clerk on behalf of the Board of County Commissioners. Clerk. (All Commission Districts)
- 18-0102** **6B** Approve amendment to Master Walkaway Lease Agreement Quote between the County of Washoe and Enterprise Fleet Management for five-year lease for 11 District Attorney's Office vehicles [\$76,025.88] based on the Scottsdale RFP #14RP006. District Attorney. (All Commission Districts.)
- 18-0103** **6C** Approve amendments totaling an increase of [\$5,598.00] in both revenue and expense (no required match) to the FY18 HIV Surveillance Program IO# 10012, and direct the Comptroller's office to make the appropriate budget amendments. Health District. (All Commission Districts.)

- 18-0104** **6D1** Adopt a resolution to make [\$25,000] annual financial commitments in support of the mission and objectives of the Nevada Water Innovation Campus, in each calendar year of 2018, 2019, and 2020. Community Services. (All Commission Districts.)
- 18-0105** **6D2** Approve a Cancellation Agreement and associated Water Rights Deed to terminate three Water Sale Agreements between Washoe County and Ronald L. Olson Trust a.k.a. the Ronald L. Olson Revocable Trust of 2006, and re-convey 18.89 acre-feet of water rights from Washoe County to the Ronald L. Olson Trust a.k.a. the Ronald L. Olson Revocable Trust of 2006. This request tracks December 2017 amendments to Article 422 of the Washoe County Development Code that eliminated certain requirements for water rights dedications in connection with certain commercial, civic, and industrial uses. The water rights at issue were originally dedicated to the county in connection with various use permits granted to Olson to operate 3 equestrian centers in the Warm Springs area starting in 2008. Community Services. (Commission District 4.)
- 18-0106** **6E1** Approve the settlement of the claim of Katherine Stueve v. Washoe County, et al for a total sum of (\$50,000) for all claims against all defendants. Comptroller. (All Commission Districts.)
- 18-0107** **6E2** Approve to authorize purchases for needed supplies, materials, equipment and contractual services from suppliers that have or will exceed in the aggregate [\$100,000] for FY18, but will remain within available adopted budget funding. All such purchases will continue to be subject to and in accordance with the provisions of the Local Government Purchasing Act. Comptroller. (All Commission Districts.)
- 18-0108** **6E3** Acknowledge Receipt of the Interim Financial Report for Washoe County Governmental Funds for the Six Months Ended December 31, 2017 - Unaudited. Comptroller. (All Commission Districts.)
- 18-0109** **6F1** Approve adjustments to the current salary schedule for seasonal park employees within the Operations Division of the Community Services Department effective February 19, 2018, and authorize Human Resources to make the necessary changes. [No fiscal impact in current fiscal year.] Human Resources. (All Commission Districts.)
- 18-0110** **6F2** Approve a new job classification and create a new position of County Security Administrator, pay grade Q (Manager's Office), as evaluated by the Hay Group, and authorize Human Resources to make the necessary changes. [Net fiscal impact is estimated at \$135,727.] Human Resources. (All Commission Districts.)

- 18-0111** **6G1** Approve the modified Interlocal Cost Reimbursement Agreement - ROP Mobile App between the Washoe County Board of County Commissioners, on behalf of the Washoe County Sheriff's Office (WCSO), the City of Reno, on behalf of the Reno Police Department (RPD), and the City of Sparks, on behalf of the Sparks Police Department (SPD), for cost sharing, maintenance, and use of a mobile application for law enforcement at an additional cost sharing amount of [\$2,166.66]. Sheriff. (All Commission Districts.)
- 18-0112** **6G2** Approve funding for reimbursement [\$7,060.00, no County match required] from the Office of Criminal Justice Assistance through the Sparks Police Department for reimbursement of overtime costs associated with the Regional Sex Offender Task Force activities involving the Adam Walsh Compliance project for the retroactive grant period of 10/1/17 - 9/30/18; and authorize Comptroller's Office to make the necessary budget amendments. Sheriff. (All Commission Districts.)
- 18-0113** **6G3** Acknowledge Receipt of Status Report of Commissary Fund submitted by the Washoe County Sheriff's Office Commissary Committee for Second Quarter for Fiscal Year 17/18. Sheriff. (All Commission Districts.)

Commissioner Hartung said before the motion was made on the Consent Agenda Items he wanted to thank everyone again for their support of the Nevada Water Innovation Campus.

On the call for public comment Mr. Garth Elliott spoke regarding Agenda Item 6F1. He stated a number of years ago the County determined it could no longer support the parks or the pool in Sun Valley, so the Sun Valley General Improvement District (SVGID) and the citizens of Sun Valley took on that burden. He made it clear he was not speaking on behalf of the SVGID, though he was a fiscally conservative member of that board. The choice was made to maintain the pool and the parks so the children in the community would have something to do in the summertime. This meant that in addition to paying taxes to the County, Sun Valley citizens also paid a subsidy on their water bills. He said if the County increased park employee wages by 30 percent it would put a strain on the SVGID to match those wages and would have very serious financial implications. He thought it was unfortunate wages had not been raised in some time but he wanted to make the Board aware of his concerns.

Ms. Cathy Brandhorst spoke about matters of concern to herself.

Upon further discussion, Commissioner Jung pointed out there was an item on the current agenda for the \$101,000 by the Regional Parks and Open Space requested to increase the salaries of the seasonal workers. This represented half of the Parks Department's above-base request.

On motion by Commissioner Jung, seconded by Commissioner Lucey, which motion duly carried, it was ordered that Consent Agenda Items 6A through 6G3 be approved. Any and all Resolutions or Interlocal Agreements pertinent to Consent Agenda Items 6A through 6G3 are attached hereto and made a part of the minutes thereof.

Paul Lipparelli noted he heard Commissioner Hartung vote in favor of the motion through the telephone.

BLOCK VOTE – 8, 10 AND 11

18-0114 **AGENDA ITEM 8** Recommendation to authorize for a Joinder Contract to purchase Institutional Soft goods and Supplies through the County of Sacramento "Contract #WA00034777-Inmate and Detention Supplies" awarded to Bob Barker Co., PO Box 429 Fuquay Varina, NC 27526-0429 and Victory Supply, 165A Trade Street, Lexington Kentucky 40511. Estimated expenditures are in excess of [\$150,000.00] per contract term. Comptroller. (All Commission Districts.)

Ms. Cathy Brandhorst spoke about matters of concern to herself.

On motion by Commissioner Jung, seconded by Commissioner Lucey, which motion duly carried, it was ordered that Agenda Item 8 be authorized.

18-0115 **AGENDA ITEM 10** Recommendation to approve a Non-Endowed Designated Fund Agreement with the Community Foundation of Western Nevada to establish a community fund for the Youth Engaged in Service program. Manager. (All Commission Districts.)

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Lucey, which motion duly carried, it was ordered that Agenda Item 10 be approved.

18-0116 **AGENDA ITEM 11** Approve Commission District Special Fund disbursement [in the amount of \$25,000] for Fiscal Year 2017-2018; District 2 Commissioner Bob Lucey recommends a [\$10,000] grant and District 4 Commissioner Vaughn Hartung recommends a [\$15,000] grant to the Community Foundation of Western Nevada to establish the Youth Engaged in Service (YES) Fund; approve Resolution necessary for same; and direct the Comptroller's Office to make the necessary disbursements of funds. Manager. (Commission District 2 and 4.)

Commissioner Jung said she wanted to highlight Agenda Item 11 regarding the \$25,000 donation to the YES fund, which Commissioner Hartung had funded in the past.

Commissioner Hartung thanked Commissioner Jung for the acknowledgement and thanked Commissioner Lucey for his support and participation. He wanted the individuals involved in the High School Rodeo to know they would be eligible for a YES grant if they chose to apply for it.

There was no response to the call for public comment.

On motion by Commissioner Jung, seconded by Commissioner Lucey, which motion duly carried, it was ordered that Agenda Item 11 be approved and directed. The Resolution for same is attached hereto and made a part of the minutes thereof.

18-0117 **AGENDA ITEM 7** Recommendation to approve the Refund of Surplus Assessment Funds in the amount of [\$548,752.89] for the 975 properties in Special Assessment District #21 - Cold Springs Sewer (No Fiscal Impact to the General Fund). Treasurer. (Commission District 5.)

Treasurer Tammi Davis stated this item was a recommendation to approve a refund of surplus assessment funds. She explained special assessment districts (SADs) were created for specific projects to benefit a group of parcels. Those parcels were assessed and paid the costs of the projects. Quite often bonds were sold to cover the funding of the projects and then the bonds were paid for with the assessment revenues that were received. The assessment collection period could be anywhere between 10 to 20 years. In this case, the assessment was fully satisfied, the bonds had been paid, and there was a clear statutory process to manage surplus funds. First they looked at certain costs the District accumulated to make sure those were paid and \$50,000 automatically went into the surplus and deficiency fund for SADs. After covering those costs, the remaining money would be refunded to the owners of the properties if this agenda item was approved.

11:09 a.m. Commissioner Hartung left the meeting.

On the call for public comment, Ms. Cathy Brandhorst spoke about matters of concern to herself.

On motion by Commissioner Lucey, seconded by Commissioner Jung, which motion duly carried with Commissioner Hartung absent, it was ordered that Agenda Item 7 be approved.

18-0118 AGENDA ITEM 9 Recommendation to create the agency fund "Washoe County School District 2017C Fund" to track the investment of a \$200 million bond proceeds for the Washoe County School District. Comptroller. (All Commission Districts.) FOR POSSIBLE ACTION

County Manager John Slaughter stated both the Treasurer and the Comptroller were present to address this item and answer any questions.

Chair Berkbigler asked Treasurer Tammi Davis what this fund would do.

Ms. Davis provided some history about the County's investment pool which a number of other agencies participated in, including the Washoe County School District (WCSD). The WCSD had participated for a long time; she noted the earliest agreement she found was from 2002. She knew since that time funds belonging to the WCSD had consistently been a part of the pool. With the passage of Washoe County Question 1 (WC-1), a new sales tax had been implemented and the School District was obligated to use the funds for certain uses. After WC-1 passed, the WCSD started selling bonds so they could begin work on their projects. Subsequently, the WCSD approached Ms. Davis to ask if the proceeds of those bonds could be held in the County's investment pool. The WCSD hoped to avoid the duplication of efforts to manage the funds by utilizing the structure already in place. Since the County already had an agreement in place, Ms. Davis discussed the proposal with the Comptroller and it was determined the impact to the County would be minimal. It was considered good partnership to continue the relationship with the WCSD and this Agenda Item would to create a line item to account for the funds.

Comptroller Cathy Hill noted the Board's approval was required to create any funds in the County's financial system; this request was in keeping with that requirement.

Chair Berkbigler asked what the impact to the County would be. Ms. Davis explained the impact would primarily consist of the work to maintain the fund. Although the fund would have to be created, the reporting process was already established and bank accounts were already in place, so there would be minimal impacts or costs to the County. She said pooling investments was a common practice throughout the Country though it varied depending on state laws; in some states it was mandatory. She recently learned California law mandated bond proceeds for school districts be held by the County Treasurer and invested. She admitted this was fairly new for her Office since no one had been selling bonds or had bond proceeds to deal with. However, as far as having money from the WCSD and other partners in the investment pool, it was a long standing arrangement. There were interlocal agreements in place to manage the funds appropriately.

Chair Berkgigler asked if there would be any financial impacts to the County's bond rating. Ms. Davis replied no because the fund had no ties to the County's bonds. This would simply create a holding place for the money which would be spent on District projects; it would be invested under the structure already in place. She said besides a new line item for reporting there would also be a schedule for when the monies would be needed, which was something the Treasurer's office already did regularly. She reiterated the School District was looking for an efficient way to manage the funds.

Commissioner Lucey declared he was perplexed by the arrangement. He said even though Ms. Davis assured the Board there would not be any repercussions to the County for holding the School District's funds, only the WCSD would benefit. The County would not gain any interest from the funds. He asked if any fees would be collected from the WCSD. Ms. Davis replied the current agreement did not provide for any fees to be paid to the County.

Commissioner Lucey expressed skepticism about whether the WCSD lacked the ability to manage their own funds. He wanted to know why the County was providing the service and how it benefited the County. Ms. Davis responded the general benefit of pooling funds was to have less administration over a greater amount of money. Commissioner Lucey restated his concern about the lack of any benefit to the County and wanted to know what other reasons the County could have for providing the service. Ms. Davis thought historically it might have been determined to be the most efficient way to manage the money for the entities' shared constituents. Commissioner Lucey remarked the School District acted independently of the Washoe County Commission. They had their own board of trustees, their own executive director, and their own finance director. He said realistically there was no benefit to Washoe County even though they served the same constituent base. He mentioned the County also shared the same constituents with the Regional Transportation Commission (RTC) and the Reno-Sparks Convention and Visitors Authority (RSCVA) but those entities had their own policies and ways of conducting business. He stated one of the County's challenges had always been not receiving reciprocal benefits while at the same time facing continuous budget shortfalls. During a recent budget meeting it was concluded the County's budget shortfalls could potentially continue for another five years; he was frustrated about the County giving without collecting anything in return. He said as an elected official he represented many individuals who might not enjoy any benefits from the School District because they did not have kids attending the District's schools. He argued taxpayers were paying County employees' salaries and he did not think it was right to hold funds for the other entities without collecting fees.

Ms. Hill interjected the fees and associated expenses charged by the investment firm were diluted amongst all the investment pool's participants, which was beneficial. She stated the County was not responsible for the fees charged for the WCSD's investments but they did enjoy a benefit due to the increase in the total amount of money in the pool.

Commissioner Lucey asked Ms. Hill what the WCSD's current budget was and Ms. Hill confessed she did not know. Commissioner Lucey stated the WCSD employed more people and had a larger operating budget than the County. He expressed frustration that the WCSD benefited from the work the County's Investment Committee did.

Commissioner Jung asked for the names of the other entities in the investment pool and noted the RSCVA and the RTC were two of the richest agencies in the region. Ms. Hill stated she could not name them all, but mentioned the RTC, the Truckee River Flood Management Authority (TRFMA), and the Truckee Meadows Fire Protection District (TMFPD) were participants. Commissioner Jung clarified she wanted to hear about the other agencies that were not part of the County. Ms. Hill added the County held money for the Reno-Tahoe Airport for a brief period of time; this was tax money that flowed through the County for the outlying cities. Commissioner Jung pointed out that the much richer agencies were not being charged anything for the service. She said her point was not to focus on the School District in particular, but to draw attention to the County's practices.

Commissioner Jung asked Ms. Davis why the School District approached her rather than the policy makers. Ms. Davis replied she could not speak for the School District but she thought they approached her because they had dealt with her in the past regarding money that was flowing in and out of the investment pool. Commissioner Jung asserted it was not the Treasurer's job and said it was a policy issue rather than a Treasurer's Office issue. She said it should have been on an agenda to come before the Board. Ms. Davis responded she did not recognize it as that type of issue when she was approached due to the historical relationship between the County and the WCSD. She acknowledged the Board's concerns and agreed a conversation about the issue was needed. She spoke about an agreement that was finalized with the School District in 2010 and said it could be reviewed.

Commissioner Jung noted former Commissioner Judge David Humke had signed that agreement and although she was on the Board at that time, no other current Board member had been a part of those discussions. She said the Board should have been updated when the its membership changed and claimed things were done without regard for County policy. She said she would approve this agenda item but she wanted to keep an eye on it. She stated she had requested information about the best practices and, in response to information Ms. Davis provided about California's practices, she remarked there was a reason people did not live in California anymore. Ms. Davis commented she was familiar with the practices in California; however, this was a common practice throughout the country. Commissioner Jung questioned Ms. Davis about the best practices established by the professional organization she belonged to. Ms. Davis replied she was conducting research, but that was not yet completed.

Commissioner Jung thought the Board should receive a presentation on the subject so they could provide direction on how issues of this nature should be handled. She warned all elected department heads to be mindful that policy decisions

were the purview of the Board; she expressed dismay that the roles were not clear. She mentioned a conversation she had in a private meeting with Ms. Davis during which Commissioner Jung asserted the BCC received backlash from the media when an elected department head did something outside of their lane, mentioning the Sheriff's agreement with NaphCare as an example. She stated the media questioned Board members when deaths occurred in the jail because the Board approved the NaphCare contract. She admitted the contract had been approved as part of a consent agenda item and said she knew nothing about jails or how to maintain them properly. She worried if something went wrong with any of the investments made by the County the taxpayers would question the Board. She said she would vote to approve this agenda item because she wanted to School District to get started on building new schools and she reiterated her stance against this to department heads.

Ms. Hill asked Commissioner Jung for clarification about whether her request for best practices related to the best practice for all investment pool participants and the County Treasurer's maintenance of the investment pool. Commissioner Jung replied in the affirmative. She said she wanted to know what the best practices were nationwide for this type of issue. She remarked California's law was due to their mistrust of the School District and stated that was not the law in Nevada. Commissioner Berkgigler and Commissioner Jung questioned whether it should be.

Commissioner Lucey requested information about the RTC as well as the all the other participants in the investment pool and what their best practices were. He stated the BCC was the governing board and as such had the sole authority to make these kinds of decisions. He said the discussions were necessary and the issue should never have come to the Board in this fashion. He thought the Board should have been well aware and had a better understanding of the situation before the agenda item was brought to them. He stated the WCSD and the use of their funds was not the focus, but rather on the overarching discussion regarding doing things the way they had always been done, which he stated was not acceptable. He said some tremendous changes had been made and he found it frustrating when things reverted back to the older methods.

On the call for public comment, Mr. Sam Dehne spoke about WC-1 and the high school at Wildcreek.

Ms. Cathy Brandhorst spoke about matters of concern to herself.

On motion by Commissioner Jung, seconded by Commissioner Lucey, which motion duly carried with Commissioner Hartung absent, it was ordered that Agenda Item 9 be approved. It was further directed that the subject be brought back to the Board at a future date for the purpose of making a policy decision on the matter.

18-0119 AGENDA ITEM 12 Discussion and possible action with regard to appointment and/or reappointment of Commissioners to boards and commissioners, alteration of terms of service on boards and commissions where legally permissible, and such other action as the Board of Commissioners may desire to take in regards to those administrative matters. Manager. (All Commission Districts.) FOR POSSIBLE ACTION

County Manager John Slaughter apologized for some confusion on the backup materials for this item. He noted the materials submitted should indicate it was version 3. He said the Board had a previous discussion about these items and he wanted to ensure all prior discussion had been incorporated. He pointed out a change would be proposed to the Community Assistance Center Transitional Governing Board, which would come back to the Board of County Commissioners (BCC) as a resolution with possible appointments. The scope of this change would involve adding general homelessness in the region as a topic for the Board rather than focusing only on the Assistance Center. The other major change would involve adding additional representation for the Cities of Reno and Sparks and the County.

Mr. Slaughter noted at the previous meeting the Board agreed to place Commissioner Hartung as their representative on the State Land Use Planning Advisory Council (SLUPAC). Since that action took place, the Governor's Office informed the County the Governor set the terms on the appointments to the SLUPAC and, unless there was a resignation, the Governor did not make changes to the positions.

Mr. Slaughter explained the Animal Services Advisory Board was inadvertently left out of the previous discussions about board appointments. He also noted the year on the handout should have been listed as 2018 rather than 2017.

Chair Berkbigler thanked Mr. Slaughter and said she had been concerned about the Animal Services Advisory Board because she knew Commissioner Jung wanted to be on that board. She asked if a motion would be needed for each change the Board wanted to make.

Legal Counsel Paul Lipparelli asked how many changes they were considering. Chair Berkbigler responded there were a couple changes to make.

Commissioner Lucey concurred there were a couple of changes to make and said some discussions also needed to take place. He asked Mr. Slaughter if the Community Assistance Center Transitional Governing Board (CACTGB), of which Commissioner Jung was the primary member, would be converted to the Community Housing Advisory Board (CHAB). Mr. Slaughter stated yes and the changes would include adding Commissioner Lucey as the alternate member. The fact that there were no provisions for an alternate member was a reason the changes were being made.

In response to a question from Commissioner Lucey, Mr. Slaughter stated the CACTGB recommended approval of the bylaws. The next step was to have each of the three entities review and approve the changes through a resolution and then make their appointments. Commissioner Lucey asked if that was something the Board would do at this meeting. Mr. Slaughter suggested waiting until it came back to the Board because the CACTGB would be listed under a different name.

Commissioner Lucey asked questions about the business improvement district and Mr. Lipparelli responded the district had not yet been formed.

Commissioner Jung asked if the changes to the board appointments should be voted on one at a time or if they could all be done together. Mr. Lipparelli suggested the Board could have its discussion, then come to a consensus and pass one motion to include all the changes.

Chair Berkbigler moved to assign Commissioner Jung to the Animal Services Board and Commissioner Lucey as the primary member on the Truckee Meadows Water Authority (TMWA) Board. Commissioner Jung seconded the motion.

Chair Berkbigler said Commissioner Lucey had been an alternate member to the TMWA Board, but she knew he was dealing with some serious water issues in the south valleys area and thought he needed to be a primary member. She clarified Commissioner Hartung would be the other primary member on that Board. Based on her concern for the water issues in Commissioner Lucey's area she said she wanted to make sure he would be the primary representative on the Truckee River Flood Management Authority Board (Flood Control Board).

Commissioner Jung asked who Commissioner Lucey would be replacing on the Flood Control Board. Commissioner Lucey commented he would be replace Commissioner Herman as the primary member. Chair Berkbigler said she understood Commissioner Jung did not have a desire to be on the Flood Control Board and Commissioner Jung confirmed that statement.

Commissioner Lucey stated he wanted to maintain the primary spot on the TMWA Board and the Flood Control Board because he anticipated there would be tremendous water issues in the south valleys. He explained the Flood Control Board only dealt with flood projects within and along the Truckee River which went through his district and Commissioner Hartung's district. He believed those areas would be the most impacted.

Chair Berkbigler noted at their last meeting, Commissioners Hartung and Lucey requested to be the primary members on those boards because the river ran through their districts. She reiterated Commissioner Herman would be moved to the alternate member position. She asked County Clerk Nancy Parent if her proposed changes were clear.

Ms. Parent confirmed the motion was to assign Commissioner Jung to the Animal Advisory Council and to change Commissioner Lucey's role on the TMWA Board to the primary member with Commissioner Hartung also serving as a primary member on that Board.

Chair Berkgigler agreed with Ms. Parent's review of the proposed changes. She added Commissioner Herman would remain as an alternate member. She said she knew there were water issues in Commissioner Herman's district, but stated those issues were being handled. She said she was concerned the issues in Commissioner Lucey's area were not being addressed.

Ms. Parent asked if the Western Regional Water Commission would remain the same with Commissioner Lucey and Commissioner Hartung as primary members. Chair Berkgigler replied in the affirmative. Ms. Parent stated she understood Commissioner Lucey and Commissioner Hartung would be primary members on the Flood Control Board and the Chair concurred.

Mr. Slaughter said he confirmed with Director of Regional Animal Services Shyanne Schull that an alternate member would be allowed on the Animal Services Advisory Board. Commissioner Jung suggested Chair Berkgigler serve as the alternate member for the Animal Services Advisory Board. The Chair said she would be glad to accept the alternate position.

Chair Berkgigler stated the motion needed to include language to confirm Commissioner Herman's continued membership on the State Land Use Planning Advisory Council (SLUPAC).

Commissioner Lucey stated no one individual member of the Board held a position that was above any other member and this was why the Board consisted of five members who were elected to serve the needs of the greater community. He believed it was important for Board members to continue to support each other and to respect the direction the Board took as a whole regardless of whether it matched an individual member's personal opinion. He noted there were many times when individual members voted differently, but it was imperative to respect the decisions of the Board as a whole. He said when Commissioners were given the opportunity to represent the BCC by serving on other boards they needed to reflect the advice and the direction of the Board as a whole rather than to promote an independent preference. He noted Commissioner Jung did not serve on the Regional Transportation Commission (RTC); however, in the past she had asked him to convey a message to the RTC on her behalf, which he did without question. He said he brought forward a number of issues to that board on her behalf because as a member of the Commission he felt a duty to do so. He reiterated that no one Commissioner should act independently and said it frustrated him when certain members of the Board chose to do things in their own way. He hoped this would change in the future.

Chair Berkbigler thanked Commissioner Lucey for his statement and said she agreed with him. She said many times she explained to people that once elected to the Commission, one did not only represent their own District but the County as a whole. She said it was important for the Board to work as a team. Seeing no public comment, Chair Berkbigler requested a vote on the motion.

Legal Counsel Paul Lipparelli asked if the motion included adding Chair Berkbigler as the alternate member to the Animal Services Advisory Board and the confirmation of Commissioner Herman's position as the primary member on the SLUPAC board. He did not think those were included in the original motion and he asked if the seconder agreed with these additions. As the seconder, Commissioner Jung agreed.

On call for the vote, the motion carried on a vote of 3 to 1 with Commissioner Hartung absent and Commissioner Herman voting "no".

18-0120 **AGENDA ITEM 13** Introduction and first reading of an ordinance amending Chapter 21 of the Washoe County Code by expanding the recorders fee by an additional \$3 for a total of \$6 to go towards legal services for abused and neglected children, effective April 1, 2018 and all other matters properly relating thereto; and, if supported, set the public hearing for second reading and possible adoption of the ordinance on February 13, 2018. Manager. (All Commission Districts.)
FOR POSSIBLE ACTION

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

Nancy Parent, County Clerk, read the title for Bill No. 1796.

Commissioner Jung stated the proposed ordinance was the result of action taken during the 2017 Legislative Session.

Management Analyst Jamie Rodriguez came forward to report an error on the staff report stating the date for the possible adoption of the ordinance should have been listed as February 27th rather than February 13th.

There was no public comment on this item.

Bill No. 1796 was introduced by Commissioner Jung, and legal notice for final action of adoption was directed.

18-0121 **AGENDA ITEM 14** Second reading of an Ordinance amending Washoe County Code, Chapter 5 - Administration and Personnel - by repealing provisions relating to the family and medical leave act (FMLA) at section 5.270. (Bill No. 1795) Human Resources. (All Commission Districts.) FOR POSSIBLE ACTION.

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

Nancy Parent, County Clerk, read the title for Ordinance No. 1611, Bill No. 1795.

On motion by Commissioner Lucey, seconded by Commissioner Jung, which motion duly carried with Commissioner Hartung absent, Chair Lucey ordered that Ordinance No. 1611, Bill No. 1795, be adopted, approved and published in accordance with NRS 244.100

18-0122 **AGENDA ITEM 15** Public Comment.

Ms. Cathy Brandhorst spoke about matters of concern to herself.

18-0123 **AGENDA ITEM 16** Announcements/Reports.

Commissioner Lucey announced he and his wife were expecting their baby girl the following day. He asked if one of the other Board Members could cover for him at the Regional Transportation Committee meeting on Friday. Chair Berkbigler offered to attend the meeting on his behalf.

* * * * *

12:00 p.m. There being no further business to discuss, the meeting was adjourned without objection.

MARSHA BERKBIGLER, Chair
Washoe County Commission

ATTEST:

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

Minutes Prepared by:
Catherine Smith, Deputy County Clerk