

For comparison purposes,
excerpts of minutes from:

- May 4, 2023, Carson City Board of Supervisors
- May 10, 2023, Reno City Council
- May 9, 2023, Washoe County Board of County Commissioners

Carson City Board of Supervisors

May 4, 2023

Excerpt

CARSON CITY BOARD OF SUPERVISORS

Minutes of the May 4, 2023 Meeting

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A regular meeting of the Carson City Board of Supervisors and Board of Health was scheduled for 8:30 a.m. on Thursday, May 4, 2023, in the Community Center Robert “Bob” Crowell Boardroom, 851 East William Street, Carson City, Nevada.

PRESENT:

Mayor Lori Bagwell
Supervisor Stacey Giomi, Ward 1
Supervisor Maurice White, Ward 2
Supervisor Curtis Horton, Ward 3
Supervisor Lisa Schuette, Ward 4

STAFF:

Nancy Paulson, City Manager
Scott Hoen, Clerk-Recorder
Dan Yu, Assistant District Attorney
Stephanie Hicks, Deputy District Attorney
Tamar Warren, Senior Deputy Clerk

NOTE: A recording of these proceedings, the Board’s agenda materials, and any written comments or documentation provided to the Clerk, during the meeting, are part of the public record. These materials are available for review, in the Clerk’s Office, during regular business hours. All meeting minutes are available for review at: <https://www.carson.org/minutes>.

1 - 4. CALL TO ORDER, ROLL CALL, INVOCATION, AND PLEDGE OF ALLEGIANCE

(8:30:37) – Mayor Bagwell called the meeting to order at 8:30 a.m. Mr. Hoen called roll and noted the presence of a quorum. First Christian Church Head Pastor Ken Haskins provided the invocation. At Mayor Bagwell’s request, audience member Sue Masiello led the Pledge of Allegiance.

5. PUBLIC COMMENT

(8:32:28) – Mayor Bagwell entertained public comments. Ms. Masiello Thanked the Parks and Recreation Department for the maintenance work at Longview Park. She also thanked the Board for eliminating Title 17.10; however, she did not see the rationale for the use of Title 17.10 with the Anderson West development. Ms. Masiello recommended adhering to the Master Plan and invited the Board to visit the project and envision the two-story homes to be built there. Deni French complimented the City on a well-thought-out [Prison Hill] Master Plan which balanced growth and conservation needs, urging everyone to visit the area. However, he was concerned about the West Basin. Mr. French also wished to see that any member of the public had the ability to pull items from the Consent Agenda. Ron Mo introduced himself as a frequent visitor to the Prison Hill area and was concerned about the heavy use of the OHV area and the erosion caused by its use. Dave Bentel referenced his written comments, incorporated into the record, and believed that the City had shirked its responsibility of cleaning up the sediment generated in the OHV area. He was also concerned about “the culvert and the drainage plan.” Mr. Bentel noted that he had already filed a compliance complaint also incorporated into the record. Robyn Orloff called the Prison Hill Master Plan well-written; however, she was concerned about the OHV area,

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especially the West Basin. She wished to explore the root causes of the erosion, believing that the soil was being disrupted by the OHV area use. She offered to accompany City Officials to the area as well. Chris McClellan noted that he utilized Prison Hill for hiking, off-roading, and rock crawling. He called the erosion caused by OHVs false and believed closing the extreme off-road use would displace all users. He urged to keep the trails open and cited the cleanup efforts by the off-roading community.

6. FOR POSSIBLE ACTION: APPROVAL OF MINUTES – APRIL 6 AND MARCH 3, 2023.

(8:52:30) – Mayor Bagwell introduced the item and entertained comments, corrections, or a motion.

(8:52:49) – Supervisor Giomi noted a typographic error which has since been corrected and moved to approve the minutes of the March 3, 2023 joint meeting with the Planning Commission as presented and the minutes of the April 6, 2023 Board of Supervisors meeting as amended. The motion was seconded by Supervisor Horton and carried 5-0-0.

7. SPECIAL PRESENTATIONS

7.A PRESENTATION OF A PROCLAMATION RECOGNIZING MAY 2023 AS BIKE MONTH.

(8:53:24) – Mayor Bagwell invited Muscle Powered Board President Chelsea Kincheloe and other members to join her and the Board as she read into the record a proclamation, incorporated into the record, recognizing May 2023 as Bike Month. Ms. Kincheloe encouraged everyone to visit their website to view events to participate in. Carson City Safe Routes to School Coordinator Scott Bohemier encouraged students to take part in the May 11, 2023 Bike to School Day. Mayor Bagwell invited everyone to join her and the Board for a commemorative photograph.

7.B PRESENTATION OF A PROCLAMATION TO RECOGNIZE THE MONTH OF MAY AS HISTORIC PRESERVATION AND ARCHAEOLOGICAL AWARENESS MONTH, AND PRESENTATION OF THE 2023 HISTORIC PRESERVATION AWARD.

(8:58:12) – Mayor Bagwell and the Board were joined by Historic Resources Commission (HRC) Chair Mike Drews as the Mayor read into the record a proclamation, incorporated into the record, recognizing May as Historic Preservation and Archaeological Awareness Month. Mr. Drews also announced the 2023 Scavenger Hunt, themed Architectural Elements from 1900-1975, and presented the Annual Historic Preservation Award posthumously to Dr. Greg Hayes, who had served on the HRC for over 15 years. Mr. Drews praised Dr. Hayes' efforts on the HRC and for his dedication to the Scavenger Hunt. Joan Wright, the wife of Dr. Hayes, accepted the award on his behalf and joined the Mayor, the Board, and Mr. Drews for a commemorative photograph.

7.C PRESENTATION OF A PROCLAMATION RECOGNIZING MAY - OCTOBER 2023 FOR NEVADA WILDFIRE AWARENESS.

(9:03:11) – Mayor Bagwell invited representatives of the Carson City Fire Department to join the Board as she read into the record recognizing May-October 2023 as the Nevada Wildfire Awareness Campaign. Supervisor

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Giomi congratulated and introduced the City’s newest Battalion Chief Kevin Nyberg who recognized the NV Energy Wildland [Fire] Response Crew for their Fuels Reduction Program. Jamie Roice-Gomes, University of Nevada, Reno Extension Living With Fire Program Manager, stressed the importance of fire prevention and highlighted the prevention and education programs available to the public at 2621 Northgate Lane in Carson City. The team also joined the Board for a commemorative photograph.

CONSENT AGENDA

(9:09:47) – Mayor Bagwell introduced the item and inquired whether the Board or the public wished to pull additional items from the Consent Agenda; however, none were forthcoming. She also entertained a motion.

(9:09:58) – Supervisor Giomi moved to approve the Consent Agenda consisting of items 8.A, 9.A, 9.B, 9.C, 9.D, 9.E, 9.F, 9.G, 9.H, and 9.I, as presented. Supervisor White seconded the motion.

RESULT:	APPROVED (5-0-0)
MOVER:	Supervisor Giomi
SECONDER:	Supervisor White
AYES:	Supervisors Giomi, Horton, Schuette, White, and Mayor Bagwell
NAYS:	None
ABSTENTIONS:	None
ABSENT:	None

8. FINANCE

8.A FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING THE REPORT ON THE CONDITION OF EACH FUND IN THE TREASURY AND THE STATEMENTS OF RECEIPTS AND EXPENDITURES THROUGH APRIL 21, 2023, PER NRS 251.030 AND NRS 354.290.

9. PURCHASING AND CONTRACTS

9.A FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A PROPOSED \$36,650 INCREASE IN PURCHASE AUTHORITY, BEYOND THE PREVIOUSLY APPROVED \$80,000, FOR THE PURCHASE OF EMERGENCY MEDICAL SERVICES (“EMS”) EQUIPMENT AND SUPPLIES UTILIZING JOINDER CONTRACT PS20180 (“JOINDER CONTRACT”) BETWEEN THE LEAGUE OF OREGON CITIES AND LIFE-ASSIST, INC., RESULTING IN A NEW NOT TO EXCEED AMOUNT OF \$116,650, THROUGH JUNE 30, 2023.

9.B FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING AUTHORIZATION TO PURCHASE TWO CXT PRECAST CONCRETE BUILDINGS FOR THE CARSON CITY DEPARTMENT OF PARKS, RECREATION AND OPEN SPACE (“PARKS DEPARTMENT”), UTILIZING A COOPERATIVE PURCHASING AGREEMENT AVAILABLE THROUGH SOURCEWELL, CONTRACT # 081721-CXT, FOR A TOTAL NOT TO EXCEED AMOUNT OF \$268,968.09.

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9.C FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A DETERMINATION THAT FOUR POINT ENGINEERING, INC. ("FPE") IS THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER PURSUANT TO NEVADA REVISED STATUTES ("NRS") CHAPTER 338 AND WHETHER TO AWARD CONTRACT NO. 23300306 FOR THE BLACKWELLS PARK PLAYGROUND REPLACEMENT PROJECT ("PROJECT") TO FPE FOR A TOTAL AMOUNT NOT TO EXCEED \$713,573.30.

9.D FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A PROPOSED \$145,000 INCREASE IN THE FISCAL YEAR ("FY") 2023 PURCHASE AUTHORITY, BEYOND THE PREVIOUSLY APPROVED \$469,000, FOR THE PURCHASE OF SODIUM HYPOCHLORITE ("BLEACH") UTILIZING JOINDER CONTRACT 212528 ("JOINDER CONTRACT") BETWEEN THE CITY OF TUCSON ("TUCSON") AND THATCHER COMPANY OF ARIZONA, INC. ("THATCHER"), RESULTING IN A NEW NOT TO EXCEED AMOUNT OF \$614,000 THROUGH JUNE 30, 2023.

9.E FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A DETERMINATION THAT ASPEN DEVELOPERS CORP. ("ASPEN") IS THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER PURSUANT TO NEVADA REVISED STATUTES ("NRS") CHAPTER 338 AND WHETHER TO AWARD CONTRACT NO. 23300322 TO ASPEN TO PERFORM THE SOUTH NEVADA STREET REPLACEMENT PROJECT ("PROJECT") FOR A TOTAL AMOUNT NOT TO EXCEED \$166,100.

9.F FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING AUTHORIZATION TO ADD AN ADDITIONAL AMOUNT OF \$44,536.60 IN CONTINGENCY FUNDS TO CONTRACT NO. 23300245 ("CONTRACT") WITH SHAHEEN BEAUCHAMP BUILDERS, LLC ("SBB") TO COVER THE COSTS OF CHANGE ORDERS FOR THE SENIOR CENTER REMODEL PROJECT ("PROJECT"), RESULTING IN A NEW TOTAL NOT TO EXCEED AMOUNT OF \$693,924.90 FOR THE CONTRACT. (

9.G FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A PROPOSED AMENDMENT, EFFECTIVE APRIL 15, 2023, TO CONFLICT COUNSEL ATTORNEY SERVICES CONTRACT NO. 20300003-B, WITH MARIA E. PENCE, FOR CONFLICT COUNSEL SERVICES EFFECTIVE NOVEMBER 1, 2022 THROUGH JUNE 30, 2023, INCREASING THE AMOUNT OF THE CONTRACT BY \$2,500 FOR APRIL 2023 AND \$5,000 PER MONTH FOR MAY 1, 2023 THROUGH JUNE 30, 2023 TO ACCEPT INDIGENT DEFENSE CASES NORMALLY HANDLED BY THE NEVADA STATE PUBLIC DEFENDER'S OFFICE ("PD"), FOR A NEW TOTAL CONTRACT AMOUNT NOT TO EXCEED \$142,516.72.

9.H FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A PROPOSED AMENDMENT, EFFECTIVE APRIL 15, 2023, TO CONFLICT COUNSEL ATTORNEY SERVICES CONTRACT NO. 20300004, WITH NOEL S. WATERS, FOR CONFLICT COUNSEL SERVICES EFFECTIVE JULY 1, 2020 THROUGH JUNE 30, 2023, INCREASING THE AMOUNT OF THE CONTRACT BY \$2,500 FOR APRIL 2023 AND \$5,000 PER MONTH FOR MAY 1, 2023

CARSON CITY BOARD OF SUPERVISORS

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THROUGH JUNE 30, 2023 TO ACCEPT INDIGENT DEFENSE CASES NORMALLY HANDLED BY THE NEVADA STATE PUBLIC DEFENDER'S OFFICE ("PD"), FOR A NEW TOTAL CONTRACT AMOUNT NOT TO EXCEED \$458,268.

9.I FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A PROPOSED AMENDMENT, EFFECTIVE APRIL 15, 2023, TO CONFLICT COUNSEL ATTORNEY SERVICES CONTRACT NO. 20300005-C, WITH DANIEL J. SPENCE, FOR CONFLICT COUNSEL SERVICES EFFECTIVE JUNE 2, 2022 THROUGH JUNE 30, 2023, INCREASING THE AMOUNT OF THE CONTRACT BY \$2,500 FOR APRIL 2023 AND \$5,000 PER MONTH FOR MAY 1, 2023 THROUGH JUNE 30, 2023 TO ACCEPT INDIGENT DEFENSE CASES NORMALLY HANDLED BY THE NEVADA STATE PUBLIC DEFENDER'S OFFICE ("PD"), FOR A NEW TOTAL CONTRACT AMOUNT NOT TO EXCEED \$200,000.08.

END OF CONSENT AGENDA

ORDINANCES, RESOLUTIONS, AND OTHER ITEMS

10. ITEM(S) PULLED FROM THE CONSENT AGENDA WILL BE HEARD AT THIS TIME

No items were pulled from the Consent Agenda.

11. CITY MANAGER

11.A FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING THE APPOINTMENT OF TWO MEMBERS TO THE AUDIT COMMITTEE, EACH FOR A PARTIAL TERM ENDING IN DECEMBER 2024.

(9:10:24) – Mayor Bagwell introduced the item and read into the record a prepared disclosure statement, advised of no disqualifying conflict of interest, and stated that she would participate in discussion and action. As only one candidate was available for an interview, Mayor Bagwell noted that David Lambin would be interviewed by the Board at this time, and applicant Joseph Scalia would be interviewed at the next meeting. Mr. Lambin responded to the Board’s questions and Mayor Bagwell entertained a motion.

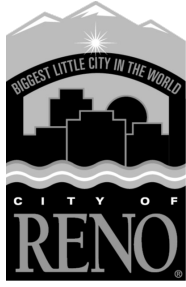
(9:15:24) – Supervisor Giomi moved to appoint David Lambin to fill a partial term on the Audit Committee, expiring in December 2024. Supervisor Schuette seconded the motion.

RESULT:	APPROVED (5-0-0)
MOVER:	Supervisor Giomi
SECONDER:	Supervisor Schuette
AYES:	Supervisors Giomi, Horton, Schuette, White, and Mayor Bagwell
NAYS:	None
ABSTENTIONS:	None
ABSENT:	None

Reno City Council

May 10, 2023

Excerpt



MINUTES

Regular Meeting

Reno City Council

Wednesday, May 10, 2023 • 10:00 AM

Reno City Council Chamber, One East First Street, Reno, NV 89501

Hillary Schieve, Mayor

Council Members:

Ward 1 - Jenny Brekhus Ward 4 - Meghan Ebert
Ward 2 - Naomi Duerr Ward 5 - Kathleen Taylor
Ward 3 - Miguel Martinez At Large - Devon Reese

A **Introductory Items**

A.1 **Pledge of Allegiance**

A.2 **Roll Call**

Members Present

Mayor Hillary Schieve, Councilmember Devon Reese, Councilmember Naomi Duerr, Councilmember Jenny Brekhus, Councilmember Kathleen Taylor, Councilmember Miguel Martinez, Councilmember Meghan Ebert

A.3 **Public Comment**

Chris Pingree, City of Reno Development Services Director, read a proclamation.

Bob Flores, City of Reno Building Official, read a statement for Building Safety Month.

David Cochran, City of Reno Fire Chief, gave an announcement for Reno Fire Departments Annual Report.

COUNCIL MEMBER BREKHUS PRESENT AT 10:22 AM

Bernice Mathews Elementary School students provided a special announcement for Paradise Park.

For the record we received 8 comments which were general in nature or not directly associated with an agenda item prior to 4:00 p.m. on May 9, 2023. These comments were written correspondence received via our Reno.gov online public comment form or by email to our office. Copies of these comments have been distributed to the Reno City Council and are available to the public on the Reno.gov meeting portal.

2 in favor, 1 in opposition, 5 concerned from the following individual(s):

Bari Levinson MD
Corey Mattimore
Marco Angeli
L.D.
Dana Miller
Ray Haag
Lawrence McNutt
Stephen Van Zee

The following voicemail(s) were played during the Reno City Council meeting:

Anonymous

A.4 Approval of the Agenda (For Possible Action) – 10 May 2023

It was moved by Naomi Duerr, seconded by Miguel Martinez, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Naomi Duerr, Councilmember
SECONDER:	Miguel Martinez, Councilmember
AYES:	Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	Hillary Schieve

B Consent Agenda (All consent items may be approved together with a single motion, be taken out of order, and/or be heard and discussed individually.)

- B.1** Staff Report (For Possible Action): Approval of Privileged Business License - Change of Ownership Alcohol - Longley Market, Satish Kumar, 2550 Longley Lane, Package Alcohol [Ward 3]

It was moved by Jenny Brekhus, seconded by Miguel Martinez, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Jenny Brekhus, Councilmember
SECONDER:	Miguel Martinez, Councilmember
AYES:	Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	Hillary Schieve

- B.2** Staff Report (For Possible Action): Approval of Privileged Business License - New Alcohol - Lo Bar Social, Josh Callen, 445 California Avenue, On-Premises Alcohol [Ward 1]

It was moved by Jenny Brekhus, seconded by Miguel Martinez, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Jenny Brekhus, Councilmember
SECONDER:	Miguel Martinez, Councilmember
AYES:	Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	Hillary Schieve

B.3 Staff Report (For Possible Action): Approval of Privileged Business License - New Alcohol - Max Action Arena, George Smith, 2500 East 2nd Street, On-Premises Wine and Beer [Ward 3]

It was moved by Jenny Brekhus, seconded by Miguel Martinez, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Jenny Brekhus, Councilmember
SECONDER:	Miguel Martinez, Councilmember
AYES:	Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	Hillary Schieve

B.4 Staff Report (For Possible Action): Approval of Privileged Business License - New Alcohol - Cosmos Snackbar, Christopher Costa, 253 East Arroyo Street - Dining Room Alcohol [Ward 3]

It was moved by Jenny Brekhus, seconded by Miguel Martinez, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Jenny Brekhus, Councilmember
SECONDER:	Miguel Martinez, Councilmember
AYES:	Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	Hillary Schieve

B.5 Staff Report (For Possible Action): Approval of Privileged Business License - New Alcohol - Maverik Mobile Bar & Catering, Christopher Quattrin, Home Based - Alcohol Catering [Ward 4]

It was moved by Jenny Brekhus, seconded by Miguel Martinez, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Jenny Brekhus, Councilmember
SECONDER:	Miguel Martinez, Councilmember
AYES:	Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	

ABSENT:	Hillary Schieve
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- B.6** Staff Report (For Possible Action): Approval of Privileged Business License - Supplemental Alcohol - Comstock Distillers, James Grimes, 1345 West 4th Street, Suite E4 - Alcohol Manufactures Package Alcohol [Ward 1]

It was moved by Jenny Brekhus, seconded by Miguel Martinez, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Jenny Brekhus, Councilmember
SECONDER:	Miguel Martinez, Councilmember
AYES:	Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	Hillary Schieve

- B.7** Staff Report (For Possible Action): Approval of Privileged Business License - Supplemental Alcohol - Longboards Pizza SR, Jason Fairman, 15435 Wedge Parkway - Dining Room Alcohol [Ward 2]

It was moved by Jenny Brekhus, seconded by Miguel Martinez, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Jenny Brekhus, Councilmember
SECONDER:	Miguel Martinez, Councilmember
AYES:	Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	Hillary Schieve

- B.8** Staff Report (For Possible Action): Approval of Privileged Business License - Supplemental Alcohol - Village Well, Kyle McDermaid, 7600 Rancharrah Parkway, Suite 100, Add-On Cabaret [Ward 2]

It was moved by Jenny Brekhus, seconded by Miguel Martinez, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Jenny Brekhus, Councilmember
SECONDER:	Miguel Martinez, Councilmember
AYES:	Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	Hillary Schieve

- B.9** Staff Report (For Possible Action): Approval of Privileged Business License - Supplemental Alcohol - Turmeric Spices, Satnam Singh, 9333 Double R Boulevard, Suite 400, Package Alcohol [Ward 2]

It was moved by Jenny Brekhus, seconded by Miguel Martinez, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Jenny Brekhus, Councilmember
SECONDER:	Miguel Martinez, Councilmember
AYES:	Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	Hillary Schieve

B.10 Staff Report (For Possible Action): Approval of Privileged Business License - Supplemental Alcohol - Reno Coffee Co, Cheryl Bailey, 1300 South Wells Avenue, Add-On Cabaret [Ward 3]

It was moved by Jenny Brekhus, seconded by Miguel Martinez, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Jenny Brekhus, Councilmember
SECONDER:	Miguel Martinez, Councilmember
AYES:	Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	Hillary Schieve

B.11 Staff Report (For Possible Action): Approval of Privileged Business License - Supplemental Privileged - Sierra Coin and Gold LLC, Derek Wood, 465 South Meadows Parkway, Suite 9, Secondhand Dealer [Ward 2]

It was moved by Jenny Brekhus, seconded by Miguel Martinez, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Jenny Brekhus, Councilmember
SECONDER:	Miguel Martinez, Councilmember
AYES:	Reese, Duerr, Brekhus, Taylor, Martinez, Ebert
NAYS:	
ABSENT:	Hillary Schieve

B.12 Staff Report (For Possible Action): Approval of Interlocal Contract and Annual Operating Plan between the City of Reno, on behalf of the Reno Fire Department, and the Department of Conservation and Natural Resources, Nevada Division of Forestry for the Wildland Fire Protection Program (WFPP) for FY 23/24 (\$6,879) and FY 24/25 (\$6,879) Wildland Fire Management, in the total amount of \$13,758. (General Fund)

It was moved by Naomi Duerr, seconded by Meghan Ebert, to approve.

RESULT:	Pass [6 TO 0]
MOVER:	Naomi Duerr, Councilmember
SECONDER:	Meghan Ebert, Councilmember

Washoe County
Board of County
Commissioners May 9, 2023
Excerpt

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

TUESDAY

10:00 A.M.

MAY 9, 2023

PRESENT:

Alexis Hill, Chair

Jeanne Herman, Vice Chair

Michael Clark, Commissioner

Mariluz Garcia, Commissioner

Clara Andriola, Commissioner

Janis Galassini, County Clerk

Eric Brown, County Manager

Nathan Edwards, Assistant District Attorney

Mary Kandaras, Chief 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, County Clerk Jan Galassini called roll and the Board conducted the following business:

23-0275 AGENDA ITEM 3 Announcements/Reports.

Chair Hill asked Assistant District Attorney (ADA) Nate Edwards to explain the role of the Chair in conducting the Board of County Commissioners' (BCC) meeting. ADA Edwards said he prepared comments after reviewing the Open Meeting Law (OML) and the OML Manual published by the Nevada Attorney General's (AG) Office. He expounded that Nevada's OML was codified in Chapter 241 of the Nevada Revised Statutes (NRS). It also gave the AG's Office authority to enforce the OML. He said section 7.05 of the OML Manual was entitled, "Reasonable time, place, and manner restrictions apply to public meetings." He stated the First Amendment was applicable to public comment and that OML did not mandate that members of the public be allowed to speak during meetings except during the public comment period required by NRS Chapter 241. He said that speech was generally protected by the First Amendment when members of the public spoke during designated public comment periods. He indicated that reasonable rules and regulations during public meetings ensured the orderly conduct of a public meeting as well as orderly behavior on the part of persons attending the meeting. He said public bodies could adopt reasonable restrictions including time limits on individual comments as long as they were expressed clearly on the agenda. The public body could prohibit public comment if the content of the comments was not relevant, within the authority of the public body, or if the content was woefully disruptive of the meeting by being irrelevant, repetitious, slanderous, offensive, inflammatory, irrational, amounting to personal attacks, or interfering with the rights of other speakers. He indicated the Chair enforced the restrictions, they were stated on the agenda, and they were the parameters around public

comment that the Chair was empowered to enforce. The Chair might require public comment to be relevant to the topic, provided the restriction was viewpoint neutral when public comment was allowed during the consideration of a specific topic. A person might be removed from the meeting if that person willfully disrupted the meeting to the extent that its orderly conduct was made impractical. He said the Chair could declare a recess, without a vote from the public body, to remove a person who was disrupting the meeting.

Chair Hill noted the prior BCC meeting had been intense and some people resorted to personal attacks which were very disruptive. She knew that community members could express viewpoints in a respectful manner, noting she did not want to remove anyone from the Chambers, but she would take recesses if people could not remain on topic.

Commissioner Clark expressed frustration because one individual took away public comment without agendaizing the item or discussing it with the other Commissioners. He spoke about his experience attending a Sparks City Council meeting the prior day noting that Sparks did not have a metal detector or partition wall, and they had public comment at the start of the meeting. He wanted the issue of public comment to be agendaized and voted on. He stated the Commissioners needed to understand that when people were irritated, they pushed back. He opined the County's policy was to stifle people's opinions, stating people needed to be heard. He asserted that 80 percent of the County's residents were disenfranchised because they were unable to offer public comment during BCC meetings. He said he could not do his job if he was not aware of the public's concerns. He believed there was a potential for a lawsuit and requested an attorney-client meeting with the District Attorney (DA).

ADA Edwards acknowledged Commissioner Clark's request for a future agenda item. He asked the Board to limit their comments during this period to reports, announcements, updates, and requests for information or items for future agendas.

Vice Chair Herman mentioned Sierra Nevada Job Corps (SNJC) Business Relations Specialist Leslie Mix did an outstanding job helping to train youth in the community. She thought having Ms. Mix present at a BCC meeting to inform the public and the Board about SNJC's services would be beneficial. She wanted public comment back on the agenda. She asked ADA Edwards whether property ownership in America was determined at the state level or if it would have to go to Congress. She inquired if something could be done to ensure foreign companies did not buy property, such as near a military base. ADA Edwards asked whether Vice Chair Herman could send him an email to which he would respond.

Vice Chair Herman said she received many inquiries about the Elections Group and thought she would be better able to answer questions if she had a copy of the signed contract. She spoke about a constituent who had flooding issues throughout the spring because of the Golden Mesa development project in Golden Valley. She thought the Engineering and Capital Projects Division might want to check on the project. She

mentioned Silver Knolls Park was severely impacted by winter flooding and requested that someone from Regional Parks and Open Space check on the park.

Vice Chair Herman mentioned she had recently learned about an Investment Committee meeting, during which a \$40 million investment deficit was discussed. She referred to NRS 355.175 and 355.170, saying the Board had the fiduciary duty to protect taxpayers' money. She said it was against the law for investment losses to exceed generated income and she wanted clarification.

Vice Chair Herman said the Palomino Valley General Improvement District (PVGID) had newly elected members who needed help with OML. She asked whether training on OML could be provided to ensure the PVGID remained active. She mentioned issues with Waste Management (WM), which she understood staff was working on. She was glad progress was being made on those issues. She believed the County needed to consider putting development projects back on Citizen Advisory Board (CAB) agendas. She said development projects had always been reviewed by the CABs and it was one of the most important functions of the CABs. She requested that Mr. Roger Edwards be added back to the Golden Valley water mailing list.

Commissioner Garcia noted Mother's Day would be celebrated in Mexico the following day and in the United States (U.S.) on Sunday. She acknowledged the Board made history this year by having four female County Commissioners on the Board, all of whom were mothers. She said each Commissioner had their own unique motherhood story. Combined, the four Commissioners had nine children ranging in age from 66 to one and a half, which she thought represented the different stages of motherhood beautifully. She believed that seeing things through the lens of a mother helped them as policy makers and leaders to advocate for the delivery of services provided by the County. She observed that over the past five months, she heard many concerns from mothers whose children struggled with addiction and incarceration, and even some who were lost to suicide. She postulated it might not be a coincidence that Mother's Day was celebrated during Mental Health Awareness Month. She shared that 988 was a hotline available to residents who were in need. She mentioned Washoe County School District (WCSD) offered assistance through the Solace online platform which was accessible and free to all WCSD students and family members. The online platform was one of a kind and would connect people with an available mental health provider who would be available, ready, and willing to accept health insurance.

Commissioner Clark read a letter from a constituent who was unable to attend the meeting and provide public comment because she was 97 years old. The letter detailed the constituent's issues dealing with WM; the WM trucks took down her cable line because the trucks were too high, and the lines were too low. Commissioner Clark asked staff to investigate the issue and find a solution.

Commissioner Clark said he wanted to address comments regarding his leadership style and questions he asked during meetings. He mentioned County Manager Eric Brown emailed him to inform him that County employees were feeling demoralized by comments he made during BCC meetings. He clarified he considered it his job as a Commissioner to be the voice of his district, County residents, and an advocate for County employees. He stressed that his questions were not a disparagement of County employees or a critique of their work. He was aware of the work performed by employees and his issues concerned County leadership. He expressed concern about transparency at the highest levels of management and the inability to keep the Commissioners apprised of issues that impacted the County. He indicated he received another email from Manager Brown asking him to refrain from visiting County rental spaces without notifying the Manager or Assistant County Managers (ACMs) because the visits upset staff. Commissioner Clark said his intentions were not to upset staff; he wanted to see what the County was tasked with managing. He aimed to be the voice of the people and the County employees and said his intent was to be visible, approachable, and accountable. He asked any County employees who felt demoralized or upset by his comments to contact him for a discussion.

Commissioner Clark read an email from a County employee who expressed frustration over the handling of salary increases as a result of the Korn Ferry studies. The Board approved a change of pay grade on December 13, 2022, for County Manager direct reports effective on January 2. The salary increases for the remaining 2,500 plus County employees were approved on February 14, 2023, which would be effective in August. He summarized that many County employees felt overlooked and dismissed by the handling of the salary increases. He suggested the Board have another meeting to clarify the salary increases for employees if this interpretation was incorrect.

Commissioner Andriola mentioned that May was also Senior Citizens Month and shared she attended the Washoe County Senior Celebration. The event included a record number of vendors and attendees. She thought everyone should celebrate seniors in the community during the month of May as well as the other 11 months of the year. She thanked the County for hosting the event which provided a great opportunity for seniors to learn about resources in the community.

23-0276 **4D1** Recommendation to approve, pursuant to NRS 244.1505, Commission District Special Fund disbursement in the amount of [\$15,000.00] for Fiscal Year 2022-2023; District 3 Commissioner Mariluz Garcia recommends a [\$5,000.00] grant to Soulful Seeds – a nonprofit organization created for religious, charitable or educational purposes – to support costs associated with the construction of a community garden at Our Place; and a [\$5,000.00] grant to Shades of Queening -- a nonprofit organization created for religious, charitable or educational purposes -- to support their upcoming community workshops that will promote mental health awareness and inter-generational dialogue; and a [\$5,000.00] grant to Upstate Nevada -- a nonprofit organization created for religious, charitable or educational purposes -- to support the adaptive fitness program designed

for adults and children with physical or cognitive disabilities and their family members; approve Resolutions necessary for same; and direct the Comptroller's Office to make the necessary disbursements of funds. Manager's Office. (Commission District 3.)

Chair Hill pulled Item 4D1 from the Consent Agenda, noting that Commissioner Garcia donated Commission District Special Fund disbursements to some great organizations. Chair Hill thought highlighting the non-profit organizations that Commissioners supported was important and requested donations from Commissioners be pulled from Consent in the future.

On the call for public comment, Mr. Earstin Whitten thanked the Board for its support of Soulful Seeds since they became a non-profit in 2018. He said their purpose was to help individuals learn how to grow, cultivate, harvest, and cook food that was grown at the Soulful Seeds site. He stated the contributions of Commissioner Garcia, Chair Hill, and former Commissioner Vaughn Hartung helped them fulfill their purpose. He spoke about the fruit trees and garden beds at the Soulful Seeds site, the healthy food they were able to contribute to the community, and the number of volunteer hours contributed by community members. He extended an invitation to the Board to visit the garden.

Mr. Tom Jameson, a board member for Upstate Nevada, thanked the Board for the donation. He spoke about the services provided by Upstate Nevada to everyday heroes, which included first responders, active and retired military personnel, nurses, teachers, and anyone with a cognitive or physical impairment as well as their families. He shared the success story of an individual with a physical impairment whose improvement surpassed his physical therapist's expectations as a result of months of hard work. He reiterated his appreciation for the support and wished everyone a happy Mother's Day.

Ms. Kapreace Young, Co-founder of Shades of Queening, thanked Commissioner Garcia for her consideration and support. She shared that the focus of Shades of Queening was uplifting, empowering, and supporting black women of all ages. She spoke about the efforts and services provided by the non-profit organization. She said the program had grown tremendously since it started in 2018 and said there were plans for continued expansion.

Ms. Penny Brock acknowledged the disbursement recipients were all worthy projects and questioned why the non-profit organizations did not go to the church community for help. She did not know why tax money was becoming like a non-profit. She mentioned County Manager Eric Brown said the County Commission should adopt an investment portfolio for mission-based investing during the Investment Committee meeting. She stated that mission-based investing did not mean taxpayer money should be used. She expressed concern about the budget presentation and believed the County could not afford to give money to these types of projects.

Ms. Valerie Fiannaca said the only project she agreed with was Soulful Seeds because teaching people how to feed themselves was a great thing. She believed the amount of money given to Soulful Seeds was significant and opined she could do a lot of gardening for \$5,000. She expressed disapproval of the other projects funded by these disbursements.

Mr. Nicholas St. Jon acknowledged these organizations might be worthwhile, but he was unsure whether using County funds for them was appropriate. He agreed with the previous two speakers who suggested funding should come from the public, not from the government. He asked if the Commissioners followed up to see how the funds were used. He inquired about the Board members' authority to give away tax money to any organization of their choosing.

Ms. Elise Weatherly was opposed to this item. She said \$5,000 was a significant amount of money and that many people could benefit from financial assistance including herself. She agreed with the comments of the previous speakers. She asked the Board to stop spending taxpayer money on things that appeared to be good and to follow up on things that were funded. She spoke about fiduciary responsibilities.

Ms. Renee Rezendes agreed with the public commenters who opposed this item. She believed many things in the County needed to be fixed such as roads, Swan Lake, schools, the Palomino Valley General Improvement District (PVGID) mentioned by Vice Chair Herman, and senior issues. She believed Mother's Day was about children and families and making things safe for them to excel.

Ms. Val White displayed a document that was placed on file with the Clerk. She conjectured that funds distributed by Commissioners were intended to purchase votes and favors. She believed that the non-profit organizations likely had politics that aligned with those of the Commissioners supporting them. She believed non-profit organizations were on political missions. She asked for people to look into the organizations that uncovered activities of non-profits, such as Education Crusade and Operation Sunlight.

Ms. Victoria Myer expressed concern about the County's budget and loss of tax dollars. She acknowledged these organizations sounded admirable but questioned whether the County was in a position to donate money given the budget deficit. She wanted to see transparency and suggested a monthly budget report for the County. She thought the County needed to address real issues that affected residents.

Commissioner Garcia acknowledged the representatives of the non-profits who attended the meeting to speak about their organizations that made a big impact on the community.

Commissioner Andriola asked whether the County received expenditure reports from the non-profit organizations that received funding. She inquired if the funding included parameters restricting their use. Manager Brown replied that the disbursement of Commission District Special Funds had no reporting requirements at this time. He said reporting could be considered in the future if the Board wanted to do so. He indicated funding provided to non-profit organizations through other programs such as the Community Reinvestment Program had very specific reporting requirements, much of which was in conjunction with Treasury requirements. Commissioner Andriola wanted the Board to discuss reporting requirements in the future and requested the issue be agendaized.

On motion by Commissioner Garcia, seconded by Chair Hill, which motion duly carried on a 5-0 vote, it was ordered that Agenda Item 4D1 be approved and directed. The Resolutions for same are attached hereto and made a part of the minutes thereof.

CONSENT AGENDA ITEMS – 4A1 THROUGH 4F1

- 23-0277** **4A1** Approval of minutes for the Board of County Commissioners' regular meeting of March 28, 2023. Clerk. (All Commission Districts.)
- 23-0278** **4B1** Recommendation to: (1) adopt Resolution R23-42 declaring Washoe County's intent and decision to lease a portion of Assessor's Parcel Number (APN) 142-011-13 (formerly APN 142-011-07), for the continued use of a portion of land (approximately 250 square feet) within the South Valleys Regional Park to the Lamar Companies, as authorized within NRS 244.2833; and if approved, (2) schedule a Public Hearing for May 23, 2023, to allow for objections related to the proposed Sign Location Lease, retroactive to October 1, 2022 for a 36-month term with a rental fee to Washoe County of \$4,000.00 annually between Washoe County (Lessor) and the Lamar Companies (Lessee); and, (3) direct the Clerk's office to provide notice of the public hearing and other matters properly related thereto. Community Services. (Commission District 1.)
- 23-0279** **4C1** Recommendation to acknowledge receipt of the Interim Financial Report for Washoe County Governmental Funds for the Nine Months Ended March 31, 2023 recognizing a total funds balance increase of \$122 million year-to date and \$78 million year over year. This unaudited interim financial report is provided quarterly, in addition to the audited comprehensive annual financial report, to provide information on Washoe County's primary operating fund and accounts and identify significant variances between the years. - Unaudited. Comptroller. (All Commission Districts.)