

CARSON CITY BOARD OF SUPERVISORS
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A regularly scheduled meeting of the Carson City Board of Supervisors was held on Thursday, November 15, 2007, at the Community Center Sierra Room, 851 East William Street, Carson City, Nevada, beginning at 8:30 a.m.

PRESENT:	Marv Teixeira	Mayor
	Richard S. Staub	Supervisor, Ward 4
	Robin Williamson	Supervisor, Ward 1
	Shelly Aldean	Supervisor, Ward 2
	Pete Livermore	Supervisor, Ward 3
STAFF PRESENT:	Linda Ritter	City Manager
	Alan Glover	Clerk-Recorder
	Al Kramer	Treasurer
	Larry Werner	City Engineer/Development Services Director
	Walter Sullivan	Community Development Director
	Ann Silver	Human Resources Director
	Roger Moellendorf	Parks and Recreation Director
	Andrew Burnham	Public Works Director
	Melanie Bruketta	Chief Deputy District Attorney
	Cheryl Adams	Purchasing and Contracts Manager
	Vern Krahn	Parks Planner
	Katherine McLaughlin	Recording Secretary
	Sandy Scott	Contracts Coordinator

(BOS 11/15/07 Recording 8:33:00)

NOTE: Unless otherwise indicated, each item was introduced by staff's reading/outlining/clarifying the Agenda Report and/or supporting documentation. Staff members making the presentation are listed following the Department's heading. Any other individuals who spoke are listed immediately following the item's heading. A recording of these proceedings is on file in the Clerk-Recorder's office. It is available for review and inspection during normal business hours.

CALL TO ORDER, ROLL CALL, PLEDGE OF ALLEGIANCE, AND INVOCATION - Mayor Teixeira convened the meeting at 8:33 a.m. Roll call was taken. The entire Board was present, constituting a quorum. Supervisor Aldean lead the Pledge of Allegiance. Rev. Patrick Propster of the Calvary Chapel and the Carson City Christian Fellowship gave the Invocation.

PUBLIC COMMENTS AND DISCUSSION (8:36:30) - Sam Dehne advised that he had attended all of the Board's meetings for one year and eight months with the exception of one meeting. He intended to continue his dialogue from the previous meeting regarding the good things that are occurring in Carson City. He then introduced Santa Claus who has moved to Carson City from Reno. Santa Claus will now be located at the Carson Mall on a year-round basis commencing with the Saturday after Thanksgiving. Mayor Teixeira welcomed Santa Claus to Carson City. Santa Claus distributed Christmas Album CDs by

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the "Two Wild Yankees Band" to the ladies. (A copy is in the file.) Mr. Dehne announced that the CD's will be available at the Carson Mall commencing the Friday after Thanksgiving. He urged the public and Board to have their pictures taken with Santa Claus. He wished the Board and community Happy Thanksgiving. He then advised that he will be leaving immediately after Public Comments. (8:51:45) The Board thanked Mr. Dehne for the CD and having Santa Claus attend the meeting.

Jim Shirk drew the Board's attention to Agenda Item 9 and urged the Board to use wisdom when considering the \$2 million offer on the former Wal-Mart site. Mayor Teixeira explained the Board's protocol regarding agendized items and asked that he hold his comments until the item is reached on the agenda. Additional comments were solicited but none were given. No formal action was taken or required on either of the two comments.

- 1. ACTION ON APPROVAL OF MINUTES (8:35:40)** - None.
- 2. CHANGES TO THE AGENDA (8:36:00)** - Item 11A was pulled due to changes made at last night's RTC meeting.
- 3. SPECIAL PRESENTATION**

A. PRESENTATION OF A PROCLAMATION FOR "THE GREAT AMERICAN SMOKE-OUT DAY," NOVEMBER 15, 2007 (8:41:33) - Supervisor Shelly Aldean read the proclamation into the record and presented it to Human Resource Director Ann Silver. Mayor Teixeira suggested that his name be removed from the Proclamation and Supervisor Aldean's name be placed on the Proclamation. Ms. Silver described the City employee program that traded tobacco items for cold turkey sandwiches and indicated that 15 employees have taken advantage of the program. She offered Mayor Teixeira a two-pound can of coffee for his packet of cigarettes. Mayor Teixeira indicated that he "felt the pressure". No formal action was taken or required.

B. PRESENTATION OF A PROCLAMATION FOR "NEVADA FOR HEALTH CARE" (8:44:48) - Mayor Teixeira welcomed Beth Holcomb and read the proclamation into the record. Ms. Holcomb thanked the Board for the proclamation. No formal action was taken or required.

- 4. CONSENT AGENDA (8:48:36)**
 - 4-1. AIRPORT AUTHORITY - ACTION TO APPROVE A LEASE AGREEMENT BETWEEN THE CARSON CITY AIRPORT AUTHORITY AND THE NEVADA MUSEUM OF MILITARY HISTORY, A NEVADA NONPROFIT CORPORATION**
 - 4-2. DEVELOPMENT SERVICES - ENGINEERING**
 - A. ACTION TO APPROVE AND AUTHORIZE THE MAYOR TO SIGN THE NOTICE OF COMPLETION OF A SANITARY SEWER PARTICIPATION AGREEMENT BETWEEN SOUTH CARSON, LLC, 6490 SOUTH MCCARREN, BUILDING E, RENO, NV 89509, AND CARSON CITY FOR SANITARY SEWER ENGINEERING DESIGN AND CONSTRUCTION ON THE OLD ALIGNMENT OF PATRICK STREET, UNDERNEATH SOUTH**

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CARSON STREET, BETWEEN THE TERMINUS OF THE EXISTING SEWER LINE ON THE EAST SIDE OF SOUTH CARSON STREET TO THE INTERSECTION OF JUNCTION DRIVE AND PATRICK STREET ON THE WEST SIDE OF SOUTH CARSON STREET. RECORDED NO. 361866 OF THE OFFICIAL RECORDS OF CARSON CITY, NEVADA AND ADOPTED BY THE BOARD OF SUPERVISORS ON DECEMBER 7, 2006

B. ACTION TO APPROVE AND AUTHORIZE THE MAYOR TO SIGN THE NOTICE OF COMPLETION OF A WATER, SANITARY SEWER AND STORM SEWER PARTICIPATION IMPROVEMENT AGREEMENT BY AND BETWEEN CARSON GAMING, LLC, AND CITY OF CARSON CITY, A POLITICAL SUBDIVISION OF THE STATE OF NEVADA, FOR WORK INCLUDING, BUT NOT LIMITED TO THE CONSTRUCTION OF A WATER, SANITARY SEWER AND STORM SEWER ON CURRY STREET FROM CLEAR-VIEW DRIVE TO WIALAKI STREET, THE WORK INCLUDES UTILITY EXTENSION FOR WATER, SANITARY SEWER, AND STORM SEWER WITH ROADWAY RESTORATION. RECORDED NO. 366344 OF THE OFFICIAL RECORDS OF CARSON CITY, NEVADA AND ADOPTED BY THE BOARD OF SUPERVISORS ON APRIL 6, 2007

4-3. PURCHASING AND CONTRACTS

A. ACTION TO ADOPT A RESOLUTION AUTHORIZING THE BOARD OF SUPERVISORS TO DETERMINE THAT THE AUTOMATED DOCUMENT MANAGEMENT SYSTEM HAS REACHED THE END OF ITS USEFUL LIFE AND WILL BE DONATED TO COMPUTER CORPS, A NON-PROFIT ORGANIZATION CREATED FOR CHARITABLE PURPOSES AS SET FORTH IN NEVADA REVISED STATUTE 372.3261 (FILE 0708-065)

B. ACTION TO ACCEPT THE RECOMMENDATION OF PUBLIC WORKS TO ACCEPT THE WORK AS COMPLETED, TO ACCEPT THE CONTRACT SUMMARY AS PRESENTED, AND TO APPROVE THIS RELEASE OF FINAL PAYMENT IN THE AMOUNT OF \$8,960 FOR CONTRACT NO. 2005-163 TIMBERLINE AND COMBS CANYON STORM WATER DRAINAGE PROJECT WITH RAPID CONSTRUCTION, INC.

4-4. PARKS AND RECREATION - ACTION TO ACCEPT THE DEDICATION OF JOHN MANKINS PARK PROPERTY FROM SILVER OAK DEVELOPMENT COMPANY, ASSESSOR PARCEL NUMBER 007-462-13, AS PER THE SILVER OAK PLANNED UNIT DEVELOPMENT SUBDIVISION NEIGHBORHOOD PARK AGREEMENT, AND ACCEPT A \$25,000 PAYMENT FROM THE DEVELOPER TO "BUY OUT" THE FIRST YEAR OF A TWO-YEAR MAINTENANCE REQUIREMENT OF THE DEVELOPER FOR THE PARK SITE, AND \$25,000 FOR THE SECOND YEAR PAYMENT ONE YEAR FROM THE DATE OF THE FIRST PAYMENT TO TOTAL \$50,000 FOR THE TWO-YEAR MAINTENANCE "BUYOUT" - Supervisor Aldean and Sam Dehne asked that Item 4-1 be pulled for discussion. Supervisor Livermore moved to approve the Consent Agenda consisting of five remaining items, 4-2 A and B, two items, 4-3 Purchasing and Contracts with Resolution No. for Item 4-3A of 2007-R-34, and 4-4 Parks and Recreation for a total of five consent items on the agenda. Supervisor Williamson seconded the motion. Motion carried 5-0.

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4-1. (8:48:36) - Supervisor Aldean felt that it was laudable to have the museum and the rental fee of \$1. She questioned the reasons a use restriction was not included in the lease. Supervisor Staub concurred with her suggestion that the use be restricted to the nonprofit museum's activity.

Sam Dehne explained that he had noticed the item was on the Consent Agenda. He felt that the matter should not be on the Consent Agenda. The Airport Authority agreed with the Board regarding the lease of a portion of the airport for a nonprofit airport museum containing military history items. He believed that the museum is a great step in the right direction for both the City and the Airport. He hoped that the lease amount was nominal. It is another attraction. He was certain that Neil Weaver and Airport General Manager Yvon Weaver will work hard to ensure that it is a successful operation due to the historical items contained in their hangar. He then espoused his belief that it would enhance the City's ability to have scheduled airline service. Additional public comments were solicited but none were given.

Supervisor Aldean moved to approve the lease between the Carson City Airport Authority and the Nevada Museum of Military History subject to the addition of a specific use provision. Supervisor Staub seconded the motion. Motion carried 5-0.

5. CITY MANAGER - PRESENTATION BY JEFF FONTAINE, EXECUTIVE DIRECTOR FOR THE NEVADA ASSOCIATION OF COUNTIES (NACO) ON THE ORGANIZATION'S RECENT ACTIVITIES (8:51:41) (9:08:33) - Mr. Fontaine noted his tenure with NACO and disclosed that he had learned a lot about what local governments do. His comments supported stepping up the advocacy for local jurisdictions. He thanked the Board for its support and Supervisor Williamson's active participation as the City's representative to NACO. He announced her selection as Vice President for 2008 and as President in 2010. Mayor Teixeira's involvement with NACO's meth task force and as an advocate at the Legislature was also noted. He also complimented the City's staff for its dedication and support at the Legislature. Carson City will be the host for NACO's annual conference in 2008. Washoe County will host the National Association of Counties conference in 2010. He then introduced his staff and briefly highlighted their activities and the various programs/services offered by NACO. Concerns were voiced about the federal mining reform act. The status of other federal bills was provided including the farm bill; the Clean Water Act; HR 4121; disaster relief; rules regarding the "standard eight hour standard for ozone"; the State legislature's standing committee on public lands, yesterday's transportation committee meeting on its funding and potential options, and Clark and Washoe Counties loss of three cents for transportation funding. It was felt that Carson City may also be impacted by this legislative mandate. Mr. Fontaine continued his report with an explanation of the Governor's budget reductions. It was believed that the family, child, and welfare areas will not be impacted by his cuts. Comments noted the Public Utility Commission's mandate that sewer utilities mark the laterals in the right-of-way. This process is currently being done for other utility services. Public Works Director Andrew Burnham indicated that this requirement will have a large financial burden on the City. Comments stressed the need to ensure that future legislation does not redirect local revenue to State programs and services. Counties also want a say regarding tax abatements in the future. Both the property tax cap in general and the tax policy need to be watched carefully with County participation in all discussions. The importance of home rule was also emphasized. It was felt that if Senator Care is unsuccessful during the next session, home

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rule may not happen as this will be his last session. The restriction on the number of bills which may be submitted for the next session was also noted. Mayor Teixeira expressed a desire to discuss an ad valorem equity proposal with Mr. Fontaine. Mr. Fontaine explained the issues which will have to be addressed in order to implement the proposal. Both felt that it could be hard to sell, however, it is a viable option particularly if the League of Cities helps support the concept. Mr. Fontaine advised that county revenue needs to be a top priority during the next session. He hoped that it can be considered with a clean slate based on equity and a determination of what are essential services. Unfunded mandates and cost shifting must be rejected. The State must provide for economic development and structures in order for additional growth to continue occurring. Long term care issues were cited and need to be addressed. Mr. Fontaine then thanked the Board for its support and explained his original excitement regarding the job. This excitement continues, however, the Board's support is necessary for NACO to be successful in meeting its goals and objectives. He suggested that key representatives be invited to come and experience from behind the scenes how the Counties function and observe the services that are being provided.

Supervisor Williamson complimented Mr. Fontaine on his efforts. She also described his outreach to Clark County and the need for all 17 Counties to work together as a united front during the legislative sessions. Mayor Teixeira felt that Clark County's NACO Representative is more active with the Association than were previous representatives. He also felt that there is some disconnect between Clark County and its legislators.

Discussion ensued on the unfunded mandates and the footnote used to exempt bills from its requirements. Mr. Fontaine was uncertain whether there is a statutory prohibition against enacting bills with fiscal impacts on local governments. Discussion explained the advisory question that NACO had supported several elections ago regarding unfunded mandates. It was felt that additional research needed to be undertaken due to the belief that there is a prohibition against enactment of any legislation imposing an impact of more than \$5,000.

Mayor Teixeira thanked Mr. Fontaine for his presentation and looked forward to working with him in the future. No formal action was required or taken on any of these topics.

6. PURCHASING AND CONTRACTS - Contract Coordinator Sandy Scott; Purchasing and Contracts Manager Cheryl Adams

A. ACTION TO DETERMINE THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER PURSUANT TO NRS CHAPTER 338 AND AWARD CONTRACT NO. 2007-065 CARSON CITY FAIRGROUNDS/FUJI PARK – RODEO ARENA IMPROVEMENTS, PHASE IV, PART 2 PROJECT TO THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER (8:51:56)

- Parks and Recreation Director Roger Moellendorf - The contract is to be effective on 11/19. Staff's recommendation included adding alternates to the final project. Discussion pointed out the good bidding atmosphere evidenced by the bids and the hope that this is the beginning of a better contracting period for the City. City staff, including Parks Planner Vern Krahn and Senior Project Manager John Benzing, and the consultants were complimented on the project. It was felt that the City's project will be completed

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before Bodine's is finished. The proposed design was described. The project will complete the east end of the fairgrounds. Discussion noted the status of the fishing pond, its funding potentials, and the joint use and participation parking lot agreement with Bodine's. Mayor Teixeira complimented Supervisor Livermore on his dedication and efforts regarding the project. Mr. Moellendorf committed to making a presentation to the Board regarding the entire fairgrounds soon. Supervisor Livermore moved to determine that Horizon Construction, Inc., is the lowest responsive and responsible bidder pursuant to NRS Chapter 338, to award Contract No. 2007-065 Carson City Fairgrounds/Fuji Park - Rodeo arena Improvements, Phase IV, Part 2 Project to Horizon Construction, Inc., for a bid cost of \$1,633,579.60 plus a ten percent contingency amount of \$163,357.96 from the Question 18 and Capital Improvement Funds as provided for in FY 2007-08 as well as the \$100,000 donation from Mike Pegram, and to authorize the Mayor to sign the contract contingent on there being no protests filed pursuant to NRS 338.142; and the engineer's estimate is \$1,900,000. Supervisors Aldean and Staub seconded the motion. Motion carried 5-0.

B. ACTION TO DETERMINE THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER PURSUANT TO NRS CHAPTER 338 AND AWARD CONTRACT NO. 2007-073 CARSON CITY FREEWAY PHASE 2A UTILITY RELOCATIONS, HIGHWAY 50 EAST PROJECT TO THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER (9:01:29) - Comments were solicited. Supervisor Aldean noted the bids had also come in under the estimate. Supervisor Aldean moved to determine that Aspen Developers Corp. is the lowest responsive and responsible bidder pursuant to NRS Chapter 338, to award Contract No. 2007-073 Carson City Freeway Phase 2A Utility Relocations, Highway 50 East Project to Aspen Developers Corp for a bid cost of \$396,312 plus a contingency amount of \$50,000 from the Water and Sewer NDOT Bypass Funds as provided for in FY 2007-2008, and to authorize the Mayor to sign the contract contingent upon there being no protests filed pursuant to NRS 338.142; the engineer's estimate is \$531,870. Supervisor Williamson seconded the motion. Motion carried 5-0.

C. ACTION TO DETERMINE THAT HUNGERFORD AND TERRY, INC. IS THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER PURSUANT TO NRS CHAPTER 332 AND AWARD CONTRACT NO. 0708-046 PACKAGED ARSENIC WATER TREATMENT PLANT EQUIPMENT TO HUNGERFORD AND TERRY, INC. FOR A BID COST OF \$834,665 AND A CONTINGENCY AMOUNT OF \$42,000 FOR A NOT TO EXCEED COST OF \$876,665 FROM THE WATER FUND (9:03:45) - Public Works Operations Manager Ken Arnold, City Engineer/Development Services Director Larry Werner - Brown and Caldwell's representative was present. (He did not speak.) Justification for awarding the bid to the highest bidder was based on the belief that it was the only responsive bid due to the items that had been left out of or incorrectly addressed in the other bids. The importance of having the project completed correctly and on time was emphasized. Discussion also indicated that allowing the bidders to revise their bids at the bid opening would have created an unfair situation for bidders who had submitted their bids correctly. Clarification could have been requested before the bid was submitted. It is the bidder's obligation to submit the documents correctly. If clarification requests indicate an amendment is needed, staff will provide one. A protest has not yet been filed. Ms. Adams explained the project's pre-qualification requirements of the bidders during which two bidders were determined to be "insufficient". They did not submit a bid. Brown and Caldwell had allegedly

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provided comments to the bidders during the pre-qualification process regarding the information that was lacking. These firms did not address any of those issues when they submitted their new documentation. Ms. Adams had been contacted by one of the bidders regarding the protest process. He was advised of the requirements. He purportedly decided to go with the City's recommendation rather than protest the bid. Additional comments were solicited but none were given. Supervisor Staub moved to determine that Hungerford and Terry, Inc., is the lowest responsive and responsible bidder pursuant to NRS Chapter 332 and award Contract No. 0708-046 Packaged Arsenic Water Treatment Plant Engineering to Hungerford and Terry, Inc., for a bid cost of \$834,665 and a contingency amount of \$42,000 for a not to exceed cost of \$876,665 from the water fund. Supervisor Livermore seconded the motion. Motion carried 5-0.

7. DEVELOPMENT SERVICES - PLANNING AND ZONING - Community Development Director Walter Sullivan

A. ACTION TO INTRODUCE, ON FIRST READING, AN ORDINANCE TO CHANGE THE ZONING OF APN 003-283-05 FROM DOWNTOWN MIXED USE (DT-MU) TO PUBLIC (P) LOCATED ON NORTH CARSON STREET, NORTH OF WEST ROBINSON STREET AND EAST OF NORTH CURRY STREET AND WEST OF NORTH CARSON STREET (FILE ZMA 07-141) (9:38:03) - Comments were solicited but none were given. Supervisor Williamson moved to introduce on first reading Bill No. 139, AN ORDINANCE TO CHANGE THE ZONING OF APN 003-283-05 FROM DOWNTOWN MIXED USE TO PUBLIC LOCATED ON NORTH CARSON STREET, NORTH OF WEST ROBINSON STREET AND EAST OF NORTH CURRY STREET AND WEST OF NORTH CARSON STREET based on the findings contained in the staff report. Supervisor Aldean seconded the motion. Motion carried 5-0.

B. ACTION TO INTRODUCE, ON FIRST READING, AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE TITLE 18 ZONING, CHAPTER 18.02, ADMINISTRATIVE PROVISIONS, SECTION 18.02.035, COMMISSIONS AND BOARD APPLICATIONS, MODIFYING THE APPLICATION SUBMITTAL DEADLINE DATE FOR PLANNING COMMISSION APPLICATIONS, AND MODIFYING THE TIME LIMITS FOR OBTAINING A COMPLETE APPLICATION FOR PLANNING COMMISSION REVIEW, AND OTHER MATTERS PROPERLY RELATED THERETO (FILE ZCA-07-159) (9:39:36) - Comments were solicited but none were given. Mr. Sullivan advised that Builders Association of Western Nevada had reviewed and supported the ordinance. Supervisor Staub moved to introduce on first reading Bill No. 140, AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE TITLE 18 ZONING, CHAPTER 18.02, ADMINISTRATIVE PROVISIONS, SECTION 18.02.035, COMMISSIONS AND BOARD APPLICATIONS, MODIFYING THE APPLICATION SUBMITTAL DEADLINE DATE FOR PLANNING COMMISSION APPLICATIONS, AND MODIFYING THE TIME LIMITS FOR OBTAINING A COMPLETE APPLICATION FOR PLANNING COMMISSION REVIEW, AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Livermore seconded the motion. Motion carried 5-0.

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8. DEVELOPMENT SERVICES - Director/City Engineer Larry Werner - **PRESENTATION ON THE FUNCTIONS AND RESPONSIBILITIES OF THE DEVELOPMENT SERVICES DEPARTMENT (10:50:47)** - (The entire Board was present for this Item, constituting a quorum.) A copy of the computerized slides used by Mr. Werner to highlight the functions and responsibilities is in the file. An email from the Burlington Coat Factory complimenting the City on its promptness in processing its application was noted. Its process was limned to illustrate the procedure. Training programs provided by the Department and examples of additional duties were noted. Involvement in attempting to reduce the FEMA flood insurance designation of the City from a Class 8 was limned. Mr. Werner believed that the City should be a Class 5, which should reduce the premium. Mr. Werner expressed his pleasure at working with the City's staff. City Manager Linda Ritter explained the change in attitude toward the Department as indicated by the City's recent survey. She felt that the change was created by Mr. Werner. No formal action was required or taken.

11. PARKS AND RECREATION

A. ACTION TO ADOPT AND APPROVE THE COOPERATIVE (STEWARDSHIP) AGREEMENT BETWEEN THE CARSON CITY BOARD OF SUPERVISORS, CARSON CITY, NEVADA, AND THE STATE OF NEVADA DEPARTMENT OF TRANSPORTATION FOR THE CARSON CITY FREEWAY'S "ULTIMATE" LANDSCAPING FOR PHASE 1 (NORTHERN LEG) (8:36:00) - Pulled.

B. PRESENTATION OF A \$20,000 DONATION CHECK BY MARY FISCHER, PRESIDENT OF GARDENERS RECLAIMING OUR WAYSIDES (GROW) TO MAYOR MARV TEIXEIRA FOR DESIGN AND CONSTRUCTION COSTS RELATED TO THE CARSON CITY FREEWAY'S "ULTIMATE" LANDSCAPING PROJECT FOR PHASE 1 (NORTHERN LEG) (9:41:13) - Ms. Fischer informed the Board of the action taken by the Regional Transportation Commission last night and GROW's decision to withhold the check until the agreement between RTC and NDOT has been finalized. Justification for this decision was provided. She urged the Board to move forward quickly on getting the agreement formalized due to loss of funding for this project that had been previously experienced. She was concerned that the entitlements could be lost due to a change in priorities and politics. She invited everyone to enjoy the refreshments that were provided for the presentation. She appreciated everyone's time and effort on the project and hoped to be able to return next month after the agreement is signed.

Mayor Teixeira complimented her and GROW on their leadership efforts. They had pushed the envelope and gotten NDOT into an area it had refused to consider previously. They had also obtained \$2 million from Senator Reid which had been a task he thought would be impossible. Ms. Fischer thanked all of the participants involved with GROW and the effort. She felt that it was a case where the City had worked together as a community that had made it so successful. It will be a beautiful asset for the community once the project is completed.

Supervisor Aldean acknowledged that the RTC decision may have been disheartening for her and GROW;

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however, she believed that RTC was justified in voicing concerns regarding the liability, maintenance and funding issues. She pledged to contact NDOT Director Martinovich and work to get the staffs to resolve the issues quickly and return to the Board for consideration as soon as possible. The agreement must be workable for the long term benefit of the community.

Supervisor Williamson explained that Ms. Fischer and GROW had been relentless in their efforts to find funding for the landscaping. Their hard work had changed NDOT's attitude toward having landscaping along the freeway to the point where such landscaping is now encouraged. She encouraged Ms. Fischer to continue her efforts. Supervisor Livermore pointed out that former NDOT Director Jeff Fontaine had also participated in the effort. He also complimented Ms. Fischer on her efforts and dedication. He hoped that Mr. Fontaine had or would remain for refreshments. Supervisor Staub thanked her and GROW for the long term dedication and efforts. He had not wanted to derail the effort at yesterday's meeting, however, a bad agreement can only create a bad result. He hoped to have the revised document for next month's meeting. He asked the GROW members present to stand and be recognized. No formal action was required or taken on this item.

RECESS: A recess was declared at 9:50 a.m. The entire Board was present when Mayor Teixeira reconvened the meeting at 10:08 a.m., constituting a quorum.

REDEVELOPMENT AUTHORITY (10:08:00) - Mayor Teixeira then recessed the Board of Supervisors session and passed the gavel to Chairperson Williamson who convened the Redevelopment Authority. For Minutes of the Redevelopment Authority, see its folder.

BOARD OF SUPERVISORS (10:49:02) - Following adjournment of the Redevelopment Authority, Chairperson Williamson returned the gavel to Mayor Teixeira who reconvened the Board of Supervisors session. A quorum of the Board was present although Supervisor Aldean had recused herself and left the room at the beginning of the Redevelopment Authority session. She was not present for the following item. Mayor Teixeira also announced that the Closed Session will occur at approximately 1:30 p.m. and that he expected it to take at least an hour.

9. ACTION TO APPROVE THE OWNER PARTICIPATION AGREEMENT WITH CITY MANAGEMENT SERVICES, OWNER ROBERT ROTHE, DOING BUSINESS AS CARSON SOUTHGATE, LLC, TO PROVIDE FINANCIAL ASSISTANCE, ON A REIMBURSEMENT BASIS ONLY, FOR THE REHABILITATION OF THE VACANT, BLIGHTED FORMER WAL-MART BUILDING IN THE SOUTHGATE SHOPPING CENTER TO ALLOW FOR THE OCCUPANCY OF A 55,000 SQUARE-FOOT, NATIONALLY-RECOGNIZED SPORTING GOODS STORE (10:50:04) - (Supervisor Aldean had recused herself from participating on this Item. A quorum of the Board was present. Supervisor Aldean was absent.) Supervisor Williamson moved to approve the operating covenant and agreement with City Management Services, Owner Robert Rothe, doing business as Carson Southgate, LLC, to provide financial assistance on a reimbursement basis only for the rehabilitation of the vacant, blighted former Wal-Mart Building in the Southgate Shopping Center to allow for the occupancy of a 55,000 square foot, nationally recognized sporting goods store. Supervisor

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Livermore seconded the motion. Motion carried 3-1-1 with Mayor Teixeira voting Naye and Supervisor Aldean absent.

10. PUBLIC WORKS - Director Andrew Burnham - **ACTION TO APPROVE A RESOLUTION CONSENTING TO RELINQUISHMENT AND LAND TRANSFER AGREEMENT BETWEEN CARSON CITY AND THE NEVADA DEPARTMENT OF TRANSPORTATION (NDOT) (11:04:35)** - (The entire Board was present, constituting a quorum.) Discussion explained the original commitment of a portion of the City's gas tax revenue toward the freeway and that a portion of it was relinquished as part of this land transfer agreement. It was felt that this "savings" will eventually be eaten up by maintenance costs. RTC reluctantly agreed to accept the streets as it has no choice in this matter. Supervisor Aldean moved to approve Resolution No. 2007-R-35 consenting to the relinquishment and land transfer agreement between Carson City and the Nevada Department of Transportation. Supervisor Williamson seconded the motion. Motion carried 5-0.

11. C. ACTION TO ADOPT ON SECOND READING, BILL NO. 138, AN ORDINANCE AMENDING THE CARSON CITY MUNICIPAL CODE TITLE 13, PARKS AND RECREATION, CHAPTER 13.02, PARKS, BY ADDING SECTION 13.02.270, MOBILE BUSINESS OPERATIONS IN PARKS, AND OTHER MATTERS PROPERLY RELATED THERETO (11:07:49) - Parks and Recreation Director Roger Moellendorf - Supervisor Livermore explained the request for the ordinance was based on the need to control outside vendors for public health, safety, and welfare reasons. Photographs of purveyors illustrating his concerns had purportedly been shown/given to the Board. (A copy was not given to or shown to the Clerk.) Supervisor Livermore moved to adopt on second reading Bill No. 138, Ordinance No. 2007-39, AN ORDINANCE AMENDING THE CARSON CITY MUNICIPAL CODE TITLE 13, PARKS AND RECREATION, CHAPTER 13.02, PARKS, BY ADDING SECTION 13.02.270, MOBILE BUSINESS OPERATIONS IN PARKS AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Aldean seconded the motion. Motion carried 5-0.

D. UPDATE AND DISCUSSION REGARDING THE TAHOE BIKE PATH PROJECT AND DRAFT CONCEPT DOCUMENT - Open Space Assistant Ann Bollinger; Project Manager Karen Mullen - An explanation was provided regarding the project, its funding, the status of the interlocal agreement, assignment of the lead agency to Washoe County, the proposal to contract with EDAW for the bike path alignment from South Shore to North Shore, the public participation process, the two demonstration projects including their locations, and funding options. The need to involve Muscle Power in the process was noted. A list of groups and individuals who have an interest in the project is being compiled. The desire to have a pilot project located in Carson City was indicated. Explanations regarding the status of the field reconnaissance included the possibility of using old logging roads as part of the path project under a dual purpose concept. Reasons for this recommendation were provided and included the paving of some of the logging roads based on the objective of their continued and future fuel reduction usage. Other roadways are also being considered which may never be paved or may not be paved until some distant date in the future, if ever. The effort to increase non-motorized usage in the Basin was stressed. A map illustrating the alignment through Carson City's segment is being developed. It will not be

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necessary to acquire land or easement(s) for this alignment. The public education sessions on the project have been scheduled for this winter. Some of the base mapping has been completed. Public input on its visions and goals is needed. The Board's input on the draft conceptual document and on community groups who should be contacted were solicited.

Supervisor Livermore explained that the project had been presented to the Parks and Recreation Commission on several occasions. Question 1 funding is being used for the project. Carson City has applied for a portion of those funds. The project's development has been transferred to the Tri-County Agency. The Commission supports the project. It is part of the City's Bicycle Master Plan. Supervisor Aldean expressed concerns regarding the erosion created by people who park along Highway 28 and their numerous pathways to the Lake. An established network of pathways would reduce the erosion created by the current access methods. She questioned the locations for the proposed rest stops for these individuals. She suggested that mobile facilities be provided if trails are created for the pedestrians and bicyclists. Ms. Mullen explained that there are a number of restroom facilities down the sides of the slopes along Highway 28. She agreed that they do not take into account all of the "social trails" noted by Supervisor Aldean. The planning process includes how to make it better and how to guide individuals to areas with facilities. The area between Slaughter House Canyon and Sand Harbor was noted as an example of how to guide individuals to certain locations. Supervisor Aldean also advised that a "significant section of the Old Lincoln Highway" is contained in the private community of Glenbrook. Ms. Mullen agreed that it may not be possible to use old roads everywhere but where it is possible, they will be. Supervisor Aldean then advised that the Forest Service has a policy of decommissioning old roads. She urged Ms. Mullen to contact the Forest Service regarding any roadways desired for the trail early on in an effort to keep them open for the network. Ms. Mullen concurred and indicated that there is also a need to maintain some of them for fuel reduction and fire control. Additional comments were solicited but none were given. No formal action was required or taken.

RECESS: A recess was declared at 11:28 a.m. The entire Board was present when Mayor Teixeira reconvened the meeting at 11:35 a.m., constituting a quorum.

12. CITY MANAGER - Linda Ritter

A. ACTION TO APPROVE A REVISED JOB DESCRIPTION FOR THE POSITION OF CITY MANAGER (11:34:40) - Freeman Johnson, Human Resource Manager Ann Silver - Supervisor Staub disclosed that he had emailed additional revisions to Ms. Ritter and the Board. (The Clerk did not receive a copy of this email.) The latest revision is dated 11/7 and was distributed yesterday. (A copy is in the file.) Supervisor Staub's language contained on Page 2 ensures that there is consistent communication of information to all the Board Members. He believed that the issue regarding Carson City residency had been addressed. He suggested that the second sentence and last sentence of the proposal wherein he had deleted "and" and separated the sentence after responsibilities read: "City Manager shall at all times maintain the highest level of personal and professional conduct in fulfilling the position's duties and responsibilities. The City Manager shall not engage in any activities deemed to be offensive, dishonest and disreputable." His email had also requested the language regarding demeaning,

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degrading, immoral, and unethical. His justification for inclusion of these terms was based on the fact that the words demeaning and degrading are included in statutory regulations in Nevada that address the conduct of public officials. He was willing to delete immoral as disreputable will cover immoral acts. His revision had a second sentence that read: "The City Manager shall not engage in any activities deemed to be disreputable, demeaning, degrading or unethical." He had also added what he felt was mandatory language as it will provide a penalty if he/she fails to maintain a high level of conduct. The third sentence would then read: "Failure to maintain this level of conduct or to adhere to all written personnel policies, regulations and Nevada Ethics and government law....." He added to the last sentence after "government law or to fail to exercise competent and sound judgement in the course of duties as City Manager..." This language goes to personal conduct as well as the ability to use competent and sound judgement. He is flexible about the use of this language based on the belief that it is used elsewhere, however, did not see it. He was also willing to delete the word immoral from his email recommendations.

Supervisor Aldean explained her concern with the term demeaning as its meaning requires an individual to be cognizant of and aware of his/her shortcoming. She used an example of her golf game to illustrate its demeaning of her abilities. She cautioned the Board against inserting themselves into the private lives of the employees. An example illustrating the point was City Manager Ritter's action as a Rotarian wherein she pushed a shopping cart on Carson Street while wearing a plumber's helper on her head. This act may be considered demeaning by some individuals. She asked that the word be removed and suggested disreputable be used instead. Supervisor Staub concurred with the removal of demeaning in an effort to provide uniformity within the Board if the remainder of the language is kept.

Supervisor Livermore indicated that he had been a strong advocate regarding the communication issue. He supported having appropriate, reliable, and equally shared communication with the Board Members. He wanted it to remain. Public comments were solicited.

Mr. Freeman explained his background as a former human resource professional for the State. The professional conduct code language should be the same for all of the City's employees. It should not be limited to just the professionals. Restricting the language to just the City Manager is short sighted. It should be contained in all contracts. Mayor Teixeira explained that only the City Manager has a contract. The conditions of employment are standard. Mr. Freeman felt that there should be conditions of employment and a code of conduct for all employees. These are Human Resource items. Mayor Teixeira explained that the Board could not act on his suggestion as it had not been agendized. Mr. Freeman felt that, based on his experience, the conditions of employment and code of conduct are standard business practices. Mayor Teixeira explained that the position is the highest one in the City and is an at-will employee. Mr. Freeman agreed that the position is the highest in the City. He also indicated that an at-will employee is without the degree of specificity as proposed by Supervisor Staub. At-will means he/she can be terminated at will with or without notice and with or without cause at any time.

Clarification explained that the Board is revising the job description for the City Manager. The contract with Linda Ritter is not being changed at this time. Supervisor Williamson's concern regarding the job description is the use of subjective criteria, e.g., demeaning, professional, competence, etc. She felt that

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the different phrases should be more specific as to their meanings. One individual's competency could be another individual's fool hardy acts. She felt that the 11/7 proposal that reads: "Manager shall at all times...." and ends with "termination of employment" was sufficient. Mayor Teixeira noted the difference in opinions.

Supervisor Aldean pointed out that the notice she had received dealt with the City Manager's contract. Supervisor Staub felt that they had originally start with the contract. Today it appears that they are dealing with the job description. He had specifically cited different sections for his revisions. This is the first he was aware that they are discussing the job description. He questioned the reasons the agenda item had been changed. Ms. Ritter explained that the job description is easier to change. The Board can change it quickly. The contract requires negotiation. Mayor Teixeira pointed out that Supervisor Aldean had originally agendized the item for discussion. It evolved into the current agenda item. He felt that the original item had been premature. The two original recommended changes to her contract were to live in Carson City and have professional ethics. Supervisor Staub reiterated that the agenda addresses the job description and not the contract. He had believed that it was the contract that was to be addressed when he received the packet. He was willing to make the changes to the job description as a starting point.

Mr. Freeman advised that he had never seen the prohibitions and penalties in a job description. The prohibitions and penalties should be kept in a second document such as the contract.

Ms. Silver thanked Mr. Freeman for his comments. She explained that there are three different issues involved. The contract is negotiated. The job description is for the position and not the individual. The performance evaluation criterion evaluates the elements contained in the job description. Some of the criteria Supervisor Williamson was concerned about may belong in the performance evaluation rather than the job description. She offered to assist with clarifying the contractual language, job description, and the criteria for the job evaluation. The process will for separation of the three documents. Ms. Ritter suggested that Ms. Silver and Supervisors Aldean and Staub work on the documents and bring the matter back to the Board. Supervisor Aldean suggested that the performance evaluation proposal also be worked on as part of the process. Mayor Teixeira directed that the item be tabled to allow this to occur. No formal action was taken.

B. UPDATE ON THE CURRENT AND FUTURE FINANCIAL CONDITION OF THE CARSON CITY GENERAL FUND (11:51:30) - Copies of the computerized slides are in the file. Personnel reductions were highlighted. The hiring freeze has been implemented. The Board will consider all personnel requests for critical positions. Ms. Ritter suggested that the Finance Director's position be left vacant for six months. Supervisor Livermore opposed this suggestion. Action could not be taken as it had not been agendized. A review of the budget pursued. Sales tax revenue is down. The budget is again in the red. The decrease in real estate sales and recordings was noted. The Departments have been asked to submit corrected estimates so that budget revisions can be made now rather than later in the year. The increase in real estate foreclosures was noted. The Recorder's office has been collecting the appropriate fees and transfer taxes on recordings including commercial transfers and residential foreclosures. Mayor Teixeira felt that all the indicators show a continuing downward slide. It was felt

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that Clark County will eventually start seeing a decrease in revenue. Projections for the 2008-09 fiscal year are bleaker than the 2007-08 projections. It was felt that the General Fund for 08-09 will be down at least six or more percent. Due to the lack of an additional large box to stimulate the local economy, it was felt that corrective steps should be taken now. It was pointed out that Home Depot and Burlington Coat Factory will be opening soon which may change this outlook somewhat. It was uncertain whether there will be enough commercial growth to sustain the City. The Board/City must remain cautious and prudent with its funds. Additional comments were solicited but none were given. No formal action was required or taken.

13. HUMAN RESOURCES - City Manager Linda Ritter

A. ACTION TO AMEND THE TERMS OF THE HIRING FREEZE APPROVED ON OCTOBER 18, 2007 (12:03:48) - Chief Deputy District Attorney Melanie Bruketta, Court Administrator Maxine Cortes - Discussion noted the District Attorney's opinion that the hiring freeze could not be enforced upon the Judicial Branch. The Board controls their budgets. Once the funds are allocated, these Departments can spend it as deemed appropriate. There have been reductions in its staffing. The Board can request a five percent across the board reduction in funding as the Governor ordered with the State's budget. Discussion explained the effort to obtain grants to fund the Court position(s). Ms. Cortes assured the Board that the Department was attempting to hold the line and had suspended a position for one year. They will continue to analyze the positions and maximize their usage. The District Attorney's elimination of the Child Support Division was also noted. The remaining duties were assigned to Juvenile Master Dave Nielsen who will be reimbursed by the State for his time and staffing. The need to consider the dispatchers and employees hired under grants was noted. Board comments stressed the desire to hold the line wherever possible rather than be forced to layoff individuals if the revenue picture does not turnaround. Supervisor Williamson voiced her concern about the process as "one size does not fit everyone". It does not allow the Departments to work together and reassign work loads. Mayor Teixeira also felt that there was a lack of information regarding any savings already created by turnover or the freeze. Supervisor Williamson pointed out that there also had been a lack of information regarding the savings in overtime created by hiring additional firemen. Mayor Teixeira felt that the motion had included requiring Board approval for all overtime, call back time, and compensatory time for all employees effective with the November financial update in the General Fund and Enterprise Funds. Ms. Ritter indicated that she had the report if the Board wished to hear it. Supervisor Aldean pointed out that grant funded positions have little or no impact on the General Fund. Employees have aggressively worked to find funding for these positions. She supported allowing such positions to be filled specifically when there is no commitment to hire the individual after the grant is gone. These positions should be exempted from the freeze. Clarification indicated that an employee who worked under a grant had not been agendized due to the assumption that the motion had exempted them from the freeze. Supervisor Livermore pointed out that there are recreational employees who are hired for programs that generate funds for the positions. Employee turnover for these positions requires instant rehire to keep the program viable. He recommended exempting these positions from the freeze for that reason. Supervisor Staub explained his reluctant support for the freeze due to his belief that a five percent across the board cut would have been more successful. It also avoids the necessity of fighting over who is critical and who is not. Elimination of

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staffing also reduces the service level. He could not support the part-time recreation aide/sports position as being critical. He recommended scraping the freeze and agendizing an item for Board action that would determine the percentage that should be used for a budget reduction. Ms. Ritter explained the team effort that determined the factors to be used to determine what should be granted in the budget. Mayor Teixeira noted the exemptions from this criteria included: the Judicial Branch; the dispatchers; first line firemen; the deputies; and, if that position is not in place, if future costs or damages could result covers a wide number of other positions; those positions which create funding that makes them self-supporting or the work creates a net savings in operational costs; and those work positions needed to achieve goals set by the Board of Supervisors. This listing covers every position in the City. The Board is unable to hold the line on the requests. The Board should take action. The five percent freeze is not agendized. Therefore, it cannot be implemented. Supervisor Staub clarified his request as being to agendize it for the first meeting in December. Action by the Board should have all of the Departments prepare contingency plans for a five percent across the board cut similar to the Governor's request of State agencies and Washoe County's request of its Departments. He did not wish to hire individuals and later lay them off. He was also unwilling to go through the process of determining who is critical and who is not. He was prepared to terminate the hiring freeze and request a five percent cut in all budgets. Supervisor Livermore supported his recommendation. He also felt that the Board could act on the hiring freeze and direct the City Manager to bring back an across the Board reduction in budgets at a number set at five to six percent. He felt that all Departments could make a valid pitch for their positions as illustrated by the recreational programs which, without appropriate staffing, would be eliminated. Mayor Teixeira felt that the issue will become the creation of new positions which have never been needed before. He questioned how critical it is for Open Space to have an assistant and Street Maintenance to have workers for 90 days. He could not support them. He agreed that it will snow sometime which is when the Street Maintenance workers will be needed. Discussion between Ms. Bruketta and Supervisor Aldean indicated that the Board could act to terminate the freeze. She also suggested that the Board work with the District Attorney's office next time a freeze is considered so that the legalities of the act can be determined. Mayor Teixeira suggested that the freeze be terminated in 30 days which would allow time for a plan to be developed. Supervisor Aldean recommended the existing agenda be followed as not all of the positions fall under the listed categories. It exempts the judicial positions, grant funded positions, and positions that are funded through fees and charges. The abolishment of the freeze and across the board cuts can be considered at the next meeting. Supervisor Williamson then moved to amend the hiring freeze to exempt judicial positions, 911 dispatchers, grant funded positions, and positions funded through fees and charges from the hiring freeze. Supervisor Aldean seconded the motion. Motion was voted by roll call with the following result: Supervisor Williamson - Yes; Supervisor Aldean - Yes; Supervisor Livermore - Yes; Supervisor Staub - No; and Mayor Teixeira - No. Motion carried 3-2.

B. ACTION TO DETERMINE THE POSITION OF ENVIRONMENTAL CONTROL OFFICER IS CRITICAL TO CITY OPERATIONS AND TO AUTHORIZE THE POSITION TO BE FILLED IMMEDIATELY; C. ACTION TO DETERMINE THE TWO POSITIONS OF STREET MAINTENANCE TECHNICIANS ARE CRITICAL TO CITY OPERATIONS AND TO AUTHORIZE THE POSITIONS TO BE FILLED AS SOON AS PRACTICAL; D. ACTION TO DETERMINE THE POSITION OF PART-TIME RECREATION AIDE/SPORTS IS CRITICAL

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TO CITY OPERATIONS AND TO AUTHORIZE THE POSITION TO BE FILLED AS SOON AS PRACTICAL; E. ACTION TO DETERMINE THE POSITION OF PART-TIME LIFEGUARD IS CRITICAL TO CITY OPERATIONS AND TO AUTHORIZE THE POSITION TO BE FILLED AS SOON AS PRACTICAL; F. ACTION TO DETERMINE THE POSITION OF PART-TIME RECREATION AIDE/LATCH KEY IS CRITICAL TO CITY OPERATIONS AND TO AUTHORIZE THE POSITION TO BE FILLED AS SOON AS PRACTICAL; G. ACTION TO DETERMINE THE POSITION OF OPEN SPACE ASSISTANT TO BE CRITICAL TO CITY OPERATIONS AND TO AUTHORIZE THE POSITION TO BE FILLED AS SOON AS PRACTICAL; H. ACTION TO DETERMINE THE POSITION OF PUBLIC HEALTH NURSE IS CRITICAL TO CITY OPERATIONS AND TO AUTHORIZE THE POSITION BE FILLED AS SOON AS POSSIBLE; AND I. ACTION TO DETERMINE THE POSITION OF HIV/CHRONIC DISEASE PREVENTION MANAGER IS CRITICAL TO CITY OPERATIONS AND TO AUTHORIZE THE POSITION BE FILLED AS SOON AS POSSIBLE (12:24:59) - A review of the positions indicated that all were exempt from the hiring freeze. The life guard positions are partially self-funded. Open Space is self-funded by Question 18 monies. Street Maintenance workers are funded from gas and sales taxes. It will take approximately 45 days to hire them. They must be CDL drivers. There are no General Fund positions in Street Maintenance. Public Works Director Andrew Burnham explained a five percent cut of his budget would create a reduction in his capital projects as he has only one-half of a position in the General Fund. His Department provides services for the General Fund. He did not wish to cut his services. He also felt that there are no issues with the Enterprise Funds at this time, therefore, a reduction should not be made in them. Discussion indicated that it may be necessary to reduce the Enterprise Budgets. Mayor Teixeira hoped that if a layoff occurs, it may be possible to move General Fund positions into Enterprise areas. Ms. Ritter reminded the Board that it may be possible to use the stabilization funds to balance the budget, if necessary. The hiring freeze will and does impact service levels as illustrated by the need to hire an Engineering Tech or slow down the turnaround in plan check. Mr. Burnham agreed to freeze three Administrative positions to allow transfers if a layoff occurs. The majority of his positions, however, are professionals which will not allow the transfers. He also emphasized a desire to be part of the team effort. Mayor Teixeira encouraged him to hold the line for a short period of time. The five percent cut should be across the Board. Ms. Ritter explained that staff will work together to determine where the cuts can be made. It is possible that this will hit small Departments more than the large Departments. Mayor Teixeira noted that this matter had not been agendized. The hiring freeze is over. Supervisor Staub requested the Departments provide a contingency plan that will cut their budgets by five percent. He could live with General Fund cuts for the time being but at the end everyone will be facing the same cuts including the Enterprise Accounts. He felt that every Department Head could make a case for his/her position(s) as being critical. Mayor Teixeira concurred.

(12:35:40) Supervisor Staub expressed a desire to act on the Street Maintenance Technicians as one of the RTC Supervisors has taken on additional responsibilities. Supervisor Staub moved to determine that the two positions for Street Maintenance Technicians are critical to the operations and authorize the positions to be filled as soon as practical. Supervisor Aldean seconded the motion. Motion carried 4-1 with Mayor Teixeira voting Naye.

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Supervisor Livermore moved to determine that the position of part-time Lifeguard is critical to the City operations and authorize the position to be filled as soon as practical. Supervisor Williamson seconded the motion. Motion carried 3-2 with Mayor Teixeira and Supervisor Staub voting Naye.

Supervisor Williamson moved to determine that the position of Public Health Nurse is critical to the City operations and authorize the position to be filled as soon as possible. Supervisor Aldean seconded the motion. Motion carried 3-2 with Mayor Teixeira and Supervisor Staub voted Naye.

Supervisor Williamson moved to determine that the position of Open Space Assistant is critical to the City operations and authorize the position to be filled as soon as practical. Supervisor Livermore seconded the motion. Supervisor Aldean clarified that the funding source for this position is from the Question 18 Open Space funds. The motion was voted by roll call with the following result: Supervisor Williamson - Yes; Supervisor Aldean - Yes; Supervisor Livermore - Yes; Supervisor Staub - No; and Mayor Teixeira - No. Motion carried 3-2. Discussion indicated that all of the positions had been hired.

14. BOARD OF SUPERVISORS - NON-ACTION ITEMS (12:38:27)

A. INTERNAL COMMUNICATIONS AND ADMINISTRATIVE MATTERS, CORRESPONDENCE TO THE BOARD OF SUPERVISORS, AND STATUS REPORTS AND COMMENTS FROM THE MEMBERS OF THE BOARD - None.

B. STAFF COMMENTS AND STATUS REPORT - None.

15. ACTION TO ADJOURN (12:38:32) - Supervisor Aldean moved to adjourn. Supervisors Livermore and Williamson seconded the motion. Motion carried 5-0. Mayor Teixeira adjourned the meeting at 12:39 p.m.

The Minutes of the November 15, 2007, Carson City Board of Supervisors meeting

ARE SO APPROVED ON March 20, 2008.

/s/
Marv Teixeira, Mayor

ATTEST:

/s/
Alan Glover, Clerk-Recorder