

## **CARSON CITY BOARD OF SUPERVISORS**

### **Minutes of the October 7, 2010 Meeting**

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A regular meeting of the Carson City Board of Supervisors was scheduled for 8:30 a.m. on Thursday, October 7, 2010 in the Community Center Sierra Room, 851 East William Street, Carson City, Nevada.

**PRESENT:** Mayor Robert Crowell

Supervisor Robin Williamson, Ward 1

Supervisor Shelly Aldean, Ward 2

Supervisor Pete Livermore, Ward 3

Supervisor Molly Walt, Ward 4

**STAFF:** Larry Werner, City Manager

Alan Glover, Clerk - Recorder

Randal Munn, Chief Deputy District Attorney

Kathleen King, Recording Secretary

**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.

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

(8:30:41) - Mayor Crowell called the meeting to order at 8:30 a.m. Roll was called; a quorum was present. Dixie Jennings-Teats, of the First United Methodist Church, provided the invocation. Captain Bob White led the pledge of allegiance.

**5. ACTION ON APPROVAL OF MINUTES - September 2, 2010** (8:33:00) - Supervisor Aldean moved to approve the minutes, as presented. Supervisor Walt seconded the motion. Motion carried 5-0.

**6. ADOPTION OF AGENDA** (8:33:18) - Mayor Crowell entertained requests to modify the agenda and, when none were forthcoming, deemed it adopted.

**7. PUBLIC COMMENTS AND DISCUSSION** (8:33:26) - Mayor Crowell entertained public comment. (8:34:06) Frank Reddick, of Reno, referred to his testimony from the June 3, 2010 Board of Supervisors meeting. He reiterated his inquiry as to the Board members' interest in recovering "almost \$3,000 of overcharges to the Carson City water district by Nevada Energy." Mayor Crowell referred to item 9-6, a contract for professional services with Cost Control Associates to review the energy services for electricity and natural gas services for the purpose of obtaining refunds, whether by check or credit, and identifying cost reductions. Mayor Crowell thanked Mr. Reddick "for having started that ball rolling."

Mayor Crowell entertained additional public comment. (8:35:16) Carol Howell inquired as to whether "the library, the knowledge center, the tech center, the incubator, are those all used as one area or are they separate entities." Mr. Werner advised that the library and knowledge center represent one entity, within which may be "different programs. And the others are programs, not necessarily facilities." A determination has yet to be made with regard to a digital media lab and whether or not "it makes more sense to have it in the library ... or into the office building that was part of the private sector, or if it's somewhere totally different." The facilities being considered for development are the library / knowledge center, as one structure; the parking garage, as another structure; the transit hub is basically "a wide spot in the asphalt." There may be some associated structures. In response to a further question, Mr. Werner advised

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that the incubator may be a private venture. No decision has yet been made, and Mr. Werner further clarified “it’s more of a program than it is a building.” In response to a further question, he advised of “some space in the bottom portion of the library that could either be retail, incubator. It depends on how it ends up being used. But there is some space in the bottom floor of the library that could be multi-use.” Mr. Werner acknowledged that the “\$18 million-plus is going to be the cost of the library that will include the knowledge center ...” He reiterated there is “3,500 square feet of retail space that could be incubator, could be other uses.” He acknowledged that the incubator will not be part of the library budget; that the library budget will include the library and the knowledge center.

In response to a further question, Mr. Werner advised that Library Director Sara Jones is in the process of updating the operational report submitted approximately 18 months ago. “With technology changes and the layout of a new library, the staffing would remain the same. It’s much more efficient than what we’ve got today.” In response to a further question, Mr. Werner advised that the \$18 million will partially furnish the library / knowledge center. Fund raisers are also planned. Mr. Werner acknowledged that P3 Development will be providing an updated report from that which was presented at the September 27<sup>th</sup> Carson Nugget Development Advisory Committee meeting.

Ms. Howell discussed concerns regarding the existing Carson Nugget delivery area. In response to a further question, Mr. Werner advised of approximately \$5 million “worth of total infrastructure, which includes power, Southwest Gas, cable. The City’s portion is about \$1.2.” In response to a further question, he advised “the only infrastructure the City would be paying for are those things that we normally do when we go into an area for water, sewer, and storm drainage.” The private properties will subsequently connect to the City’s infrastructure. Mr. Werner explained the City’s responsibility to upgrade and maintain infrastructure.

(8:44:39) John Wagner discussed concerns over the downtown project based on information from recent newspaper articles. He disagreed with statistical information relative to the daily number of visitors to the library. He expressed the opinion there are “lots of ways to improve the library and spending a lot ... less money than what’s being proposed now.”

(8:46:52) Janice Baldwin expressed opposition to “the Nugget project.” He expressed no opposition to “redevelopment of downtown ... a library, if it’s done right.” She suggested that the Nugget project “helps Steve Neighbors and his situation,” and expressed the opinion that consideration has yet to be given to “all the options.” She discussed the Salt Lake City Library, and expressed the opinion that Carson City’s “demographics do not justify a library for college students.” She expressed a preference to “go back to the drawing board,” reiterated opposition to “the Nugget project,” and expressed the opinion that downtown redevelopment should continue to be considered. Mayor Crowell inquired of Ms. Baldwin whether ownership of the Nugget matters. Ms. Baldwin expressed the opinion that, “Whoever owned the Nugget, if you’re helping the Nugget specifically, it’s wrong.” Mayor Crowell expressed the understanding that the developed land would be owned by a foundation, created for the benefit of Carson City. In response to a question, Ms. Baldwin expressed appreciation for the foundation. She stated, “... that foundation was established to benefit the Nugget.” Mayor Crowell advised of having reviewed the foundation documents, which indicate the foundation was created for the benefit of children, protection of animals, and other charitable causes in Carson City. From a legal standpoint, once the estate funds that foundation, the trustees have an obligation to carry out the terms of the foundation. In response to a question, Ms. Baldwin expressed understanding for “legal obligations,” but stated “these businessmen ... use that foundation to

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benefit themselves." She acknowledged the intent to honor "this lady" by the foundation, "but I don't think it is a wise decision."

(8:53:45) Carol Howell noted that improving the property on which the library is situate "will drive up the value of all the other land around it. That profits the foundation." She stated, "... the taxpayers of this City are the ones that are not now paying for the building or the land the library sits on. Now, we will be. And all the foundation is doing is taking the taxpayer dollars that are paid into the general fund, they're turning around and giving it back to the library. Not to the City, but to the library. So until thirty years passes, they're not doing anything except for acting as a conduit for us to be paying more money now for this library than we are." Mayor Crowell expressed an interest in talking with Ms. Howell, on another occasion, to further clarify each other's thoughts.

(8:55:19) Ward 1 Supervisor Candidate Rob Joiner referred to P3 Development President Mike Courtney's presentation at the September 27<sup>th</sup> Carson Nugget Development Advisory Committee meeting. Mr. Werner responded to questions of clarification regarding the possibility of using build America bonds for the project. Mayor Crowell called for additional public comments; however, none were forthcoming.

#### **8. SPECIAL PRESENTATIONS:**

**8(A) PRESENTATION OF A PROCLAMATION FOR DOMESTIC VIOLENCE AWARENESS MONTH, OCTOBER 2010** (8:57:56) - Mayor Crowell introduced this item, and invited Lisa Lee of Advocates to End Domestic Violence to the podium. Mayor Crowell read into the record the language of the Proclamation, copies of which were included in the agenda materials.

(8:59:36) Ms. Lee thanked the City for the recognition, and advised that Nevada recently "ranked once again as the number one state for ... women likely to be killed by intimate partners." Carson City is "the third highest in the state" for incidences of domestic violence. Ms. Lee expressed appreciation for the community's generosity in helping "to find resources for victims." Mayor Crowell thanked Ms. Lee.

**8(B) PRESENTATION REGARDING THE ROLLOVER BONDS TO BE INCLUDED ON THE BALLOT OF THE NOVEMBER 2, 2010 GENERAL ELECTION** (9:00:11) - Mayor Crowell introduced this item, and invited Carson City School District Superintendent Richard Stokes to the podium. (9:00:23) Mr. Stokes introduced School District Director of Fiscal Services Tony Turley and School Bond Advisory Committee Chair Mark Rotter. Mr. Stokes provided background information on this item, and narrated a PowerPoint presentation, copies of which were provided for the record. He thanked the School Bond Advisory Committee, and advised that no School District funding was allocated to the school bond campaign. Mr. Stokes thanked the City and commended the partnership between the School District and the City.

(9:22:12) School Bond Advisory Committee Chair Mark Rotter provided background information on his Carson City engineering firm, and his involvement in the School District Master Plan Committee. He emphasized the focus on community schools, advising that he doesn't work for the School District and has grown children. In reference to the PowerPoint presentation, he emphasized the issues relative to the school bond which were identified by "a large cross-section of the community." He noted the importance of the community "keep[ing] our schools strong, keep[ing] the school facilities strong ..." In consideration of the bond question, he explained that passage of the school bond will allow for "do[ing] the things that are needed," including "to move forward and enhance the buildings and enhance the education facilities

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in our community.” He further explained the effect of the school bond not passing as “pushing all of this work off and it’s going to cost us significantly more money in the future.” He provided background information on the fund raiser for the school bond campaign. He emphasized the importance of the school bond and encouraged people to vote for it.

Supervisor Walt thanked Mr. Stokes for his presentation, and inquired as to increased efficiencies associated with removing modular classrooms at Carson Middle School. Mr. Stokes provided an overview of the Carson Middle School improvement project, and advised of having replaced old, inefficient boilers at Carson High School. “Just last year alone, we saved about \$300,000 in the utility costs.” Mr. Stokes discussed other energy efficiency opportunities “not related to the bond,” such as photovoltaic paneling. Supervisor Walt discussed the improvements in student safety associated with removing the modular classroom units.

Supervisor Williamson thanked Mr. Stokes for his presentation, and inquired as to the School District maintenance budget. Mr. Stokes advised that funding is allocated from the State “to maintain and operate our buildings. However, to do these larger projects, it’s not sufficient. ... It’s really only through a school bond-type revenue generating process that we’re able to do some of those larger programs.” In response to a further question, Mr. Stokes advised that the School District has a “well-organized grants program that we employ ... and those salaries for those individuals working within that department are paid for by grants.” He reviewed various federal grant funding sources, including Title 1 and an education jobs bill. He discussed the photovoltaic program rebates available through NV Energy. Supervisor Williamson noted the importance of increasing the high school graduation rate, and inquired as to programs designed to “get these students back to school.” Mr. Stokes advised that the State statistics are “greatly influenced by the school district in Clark County. A large number of students attend there, and that sometimes tends to wash out some of the really good work that’s going on here in Carson City.” Mr. Stokes advised that Carson City’s graduation rate last year “was right about 88 percent and that included Carson High School. It was a little lower than that when you factor in Pioneer High School ...” Mr. Stokes advised that this year’s graduation rate was 91 percent. He expressed pride over the work being done by School District teachers and principals. He discussed an online program recently made available in order to compete with other charter schools. Supervisor Walt advised that Partnership Carson City funds a full-time and a part-time employee who receive truancy reports from the high school and, in turn, make home visits.

Supervisor Aldean inquired as to whether the School District has any way of tracking the progress of graduates. Mr. Stokes advised that the School District employs a statistician, who has been developing methods to track graduates in the work force and to determine if Carson City School District students are meeting some of the needs of local employers. He advised of a survey which is sent to graduates over a period of five years, and expressed the hope to expand the data gathering method. He advised of “tremendously valuable information coming back to us from ... past graduates.” Supervisor Aldean noted the opportunity to also improve curriculum. In reference to the facility upgrade phases, Supervisor Aldean inquired as to the method by which the School District will keep the public informed as to the improvements to be initiated with the bond funds. Mr. Stokes noted the large number of volunteers and interested citizens who are involved in the schools, and advised that improvements are “shown off” during open house and back-to-school night events. He anticipates keeping the master plan committee “alive and well during the ten years of this bond ...” He discussed the successes of the broad-based citizens committee, and advised of the intent to continue. He offered to make periodic reports to the Board of Supervisors, and offered assurances that periodic reports will be made to the School Board. Supervisor

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Aldean applauded the efforts of School District representatives in implementing the master plan and school bond advisory committees. Mr. Stokes expressed appreciation for all the efforts of “all of our friends and our partners and recognize that it’s really that diversity that makes the strength of our community.”

Supervisor Livermore thanked Mr. Stokes, Mr. Rotter, and the school bond advisory committee. In response to a question, Mr. Stokes advised that if the bond funds are not allocated to the School District, “the dollars are available for some other use.” He advised of the requirement to apply for the bond funding, and invited Mr. Turley to provide further clarification. Mr. Turley explained that the School District can only collect property taxes for debt service up to the amount of our debt service for the current year and the reserve that we would have in place for the following year. As the School District debt service decreases, if the bond doesn’t pass, the School District would lose the ability to collect that money. “That increment ... would become available to other taxing entities, whether that be the City or other entities within Carson City ...” He explained the source of the abatement and advised that “until that abatement is gone, the tax rate would not decrease on property taxes.” He acknowledged that the municipality would likely be the “collector of that money.” He discussed the symbiotic relationship between the City and the School District. Discussion followed, and Mayor Crowell expressed the opinion that the current recession will be relieved “by more diversification of our economy which ... in the fundamental sense, means education.” He encouraged the citizens to consider the school bond issue in light of “what it does for our education system.”

Mr. Stokes announced two town-hall meetings, one scheduled for 5:30 this evening at Seeliger Elementary School, and the other scheduled for Monday, October 11<sup>th</sup> at 5:30 p.m. at Fritsch Elementary School.

Mayor Crowell entertained public comment. (9:48:48) John Wagner advised of having recently attended a School Board meeting, where he received clarification regarding contractual School District employees. He urged support for the school bond.

Supervisor Walt commended the efforts to promote the school bond, and emphasized that the bond proceeds will be allocated toward capital projects. Mayor Crowell entertained additional public comment and, when none was forthcoming, thanked the School District representatives for their presentation.

**9. CONSENT AGENDA** (9:52:02) - Mayor Crowell advised of having been requested to separately hear item 9-5. He entertained additional requests to hear items separate from the consent agenda. Supervisor Aldean requested to separately hear item 9-6(A). Mayor Crowell entertained additional requests and, when none were forthcoming, a motion to approve the remainder of the consent agenda. **Supervisor Livermore moved approval of the consent agenda, now consisting of seven items: item 9-1, Finance; item 9-2, Carson City Airport Authority; item 9-3(A), including Resolution No. 2010-R-44; item 9-3(B); items 9-4(A) and (B), Parks and Recreation Department; item 9-6(B); and published and agendized. Supervisor Aldean seconded the motion. Motion carried 5-0.**

**9-1. FINANCE DEPARTMENT - ACTION TO ACCEPT THE REPORT OF THE CONDITION OF EACH FUND IN THE TREASURY THROUGH SEPTEMBER 28, 2010, PURSUANT TO NRS 251.030**

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**9-2. CARSON CITY AIRPORT AUTHORITY - ACTION TO APPROVE THE ASSIGNMENT OF THE ROBERT THOMAS DBA COMSTOCK AVIATION AIRPORT LEASE TO COMSTOCK AVIATION SERVICES, LLC, OWNED BY ROBERT THOMAS, TRUSTEE OF THE UNIVERSAL TRUST, DATED APRIL 4, 1994**

**9-3. PUBLIC WORKS DEPARTMENT**

**9-3(A) ACTION TO ADOPT A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO SIGN THE JOINT FUNDING AGREEMENT FOR WATER RESOURCE INVESTIGATIONS, CARSON CITY AND THE U.S. DEPARTMENT OF THE INTERIOR, U.S. GEOLOGICAL SURVEY**

**9-3(B) ACTION TO APPROVE RENAMING LUPIN ROAD TO CLEAR CREEK AVENUE**

**9-4. PARKS AND RECREATION DEPARTMENT**

**9-4(A) ACTION TO AUTHORIZE THE MAYOR TO SIGN A RECREATION AND PUBLIC PURPOSES LEASE BETWEEN THE CARSON CITY BOARD OF SUPERVISORS, CARSON CITY, NEVADA, AND THE UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT, CARSON CITY DISTRICT - SIERRA FRONT FIELD OFFICE, CARSON CITY, NEVADA, SERIAL NUMBER NVN 018772, FOR THE RENEWAL OF A FIREARMS SHOOTING RANGE**

**9-4(B) ACTION TO AUTHORIZE THE MAYOR TO SIGN A RECREATION AND PUBLIC PURPOSES LEASE BETWEEN THE CARSON CITY BOARD OF SUPERVISORS, CARSON CITY, NEVADA, AND THE UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT, CARSON CITY DISTRICT - SIERRA FRONT FIELD OFFICE, CARSON CITY, NEVADA, SERIAL NUMBER NVN 048112, FOR THE RENEWAL OF A MODEL AIRPLANE - RADIO CONTROL FLYING FIELD AND PARKING AREA**

**9-5. OPEN SPACE DIVISION - ACTION TO APPOINT AND AUTHORIZE THE MAYOR, THE CITY CLERK, OR DESIGNEE TO SWEAR MR. ANTHONY J. WREN, MAI, AS THE APPRAISER FOR CARSON CITY FOR LANDS OWNED BY MR. JOHN SERPA, LOCATED WITHIN THE CARSON RIVER CANYON IN CARSON CITY, APNs 8-541-73, 8-531-05, 8-531-39, 10-021-55, 10-011-27, 8-531-40, 10-011-26, AND 8-541-92, APPROXIMATING 405.57 ACRES (9:53:30) - Mayor Crowell introduced this item. Open Space / Property Manager Juan Guzman provided background information, and reviewed the agenda materials. He clarified that, for the same fee, the appraiser will conduct a review appraisal as well as fix the value of the property.**

In response to a question, Mr. Guzman explained the statutory requirement to swear the appraiser and for the Board to determine his or her competence. He acknowledged the purpose of the subject item to approve the appraiser's appointment. Mayor Crowell entertained public comment and, when none was forthcoming, a motion. Supervisor Williamson moved to appoint and authorize the Mayor, the City Clerk - Recorder, or designee to swear Mr. Anthony J. Wren, MAI, as the appraiser for Carson City for lands owned by Mr. John Serpa located within Carson River Canyon in Carson City, APNs 008-541-73, 008-531-05, 008-531-39, 10-021-55, 10-011-27, 008-531-40, 10-011-26, and 008-541-92, approximating 405.57 acres. Supervisor Livermore seconded the motion. In response to a question,

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Mr. Guzman advised that the appraiser will be hired following the Board's approval. He acknowledged the appraiser's fee is \$8,500, as indicated in the staff report. Mayor Crowell entertained additional questions or comments and, when none were forthcoming, called for a vote on the pending motion. **Motion carried 5-0.**

#### 9-6. PURCHASING AND CONTRACTS DIVISION

**9-6(A) ACTION TO DETERMINE THAT CONTRACT NO. 1011-108 IS A CONTRACT FOR PROFESSIONAL SERVICES AND, THEREFORE, NOT SUITABLE FOR PUBLIC BIDDING, PURSUANT TO NRS 332.115, AND TO APPROVE CONTRACT NO. 1011-108, A REQUEST FOR PROFESSIONAL SERVICES TO BE PROVIDED BY COST CONTROL ASSOCIATES THROUGH OCTOBER 31, 2104, FOR A ONE-TIME FEE OF THIRTY-NINE PERCENT (39%) FOR EACH REFUND OR CREDIT RECEIVED BY THE CITY AND FOR ANY COST REDUCTIONS RECOMMENDED BY COST CONTROL ASSOCIATES IMPLEMENTED BY CITY RESULTING IN SAVINGS TO BE FUNDED FROM THE VARIOUS EXPENSE ACCOUNTS, AS PROVIDED IN FY 2010 / 2011** (9:58:28) - Mayor Crowell introduced this item, and Finance Department Director Nick Providenti reviewed the agenda materials. Supervisor Williamson acknowledged that Carson City is a member of the National Association of Counties. Mr. Providenti acknowledged that the 39 percent represents the discount available to members of the National Association of Counties. Supervisor Aldean noted a necessary correction to paragraph 5, Consideration, at page 4 of the contract included in the agenda materials. Mr. Providenti acknowledged that the discount referenced in paragraph 5.1.2 is uncertain at this time, and subject to future negotiation.

Mayor Crowell entertained public comment. (10:00:27) Frank Reddick expressed appreciation for the subject item. He advised of having previously provided "detailed information on the ten overcharges," and suggested writing a letter to NV Energy demanding a refund of \$2,792.00 rather than "paying 39 percent to somebody else." He discussed the importance of also writing a letter to the Public Utilities Commission relative to the refunds.

Mayor Crowell advised of having transmitted Mr. Reddick's information to the Finance Department, and thanked him for his interest. Mayor Crowell entertained additional comments or questions. When none were forthcoming, he entertained a motion. **Supervisor Aldean moved to determine that Contract No. 1011-108 is a contract for professional services and, therefore, not suitable for public bidding, pursuant to NRS 332.115, and to approve Contract No. 1011-108, a request for professional services to be provided by Cost Control Associates through October 31, 2014 for a one-time fee of 39 percent for each refund or credit received by City, and for any cost reductions recommended by Cost Control Associates implemented by City resulting in savings to be funded from the various expense accounts, as provided in FY 2010 / 2011; and, further, to amend the contract to specifically exclude these alleged ten overcharges which are being pursued independently by our Finance Department. Supervisor Williamson seconded the motion.** Mayor Crowell expressed the opinion that "we need to have a review of everything that's going on here so we can put this whole thing in context." He called for a vote on the pending motion; **motion carried 5-0.**

**9-6(B) ACTION TO APPROVE CONTRACT NO. 1011-117, A REQUEST TO HAVE THE BOARD OF SUPERVISORS DETERMINE THAT THE LISTED CITY PROPERTY IS NO LONGER REQUIRED FOR PUBLIC USE AND DEEM ITS SALE BY PUBLIC AUCTION DESIRABLE AND IN THE BEST INTERESTS OF THE CITY**

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**ORDINANCES, RESOLUTIONS, AND OTHER ITEMS**

**10. ANY ITEM(S) PULLED FROM THE CONSENT AGENDA WILL BE HEARD AT THIS TIME** (9:53:28) - Please see the minutes for items 9-5 and 9-6(A).

**11. CARSON CITY JUSTICE AND MUNICIPAL COURTS - ACTION TO APPROVE THE APPOINTMENT OF MR. RYAN RUSSELL TO THE PANEL OF JUDGE PRO TEMPORES FOR THE CARSON CITY JUSTICE AND MUNICIPAL COURTS** (10:04:19) - Mayor Crowell introduced this item and, at his request, Mr. Munn introduced himself for the record. (10:05:19) Attorney Ryan Russell provided background information on his interest in serving, and requested the Board's consideration of his appointment. In response to a question, Mr. Glover advised there are currently several judge *pro tempores* serving in the Justice and Municipal Courts. Supervisor Aldean expressed an interest in determining a sufficient number of judge *pro tempores* to ensure coverage in the event there are conflicts of interest. Mr. Ryan advised of having presented one Justice Court case during his last seven years of practice; that his practice "centers largely in the district ... and federal courts." He anticipates infrequent conflicts of interest.

Mayor Crowell entertained public comment and, when none was forthcoming, a motion. **Supervisor Williamson moved to approve the appointment of Ryan Russell to the panel of judge *pro tempores* for the Carson City Justice and Municipal Courts. Supervisor Livermore seconded the motion. Motion carried 5-0.**

**12. PUBLIC WORKS DEPARTMENT, PLANNING DIVISION - PRESENTATION AND UPDATE OF THE HISTORIC PRESERVATION FUND ("HPF") GRANT, AND OTHER MATTERS RELATED TO THE HISTORIC RESOURCES COMMISSION** (10:07:42) - Mayor Crowell introduced this item. Principal Planner Jennifer Pruitt reviewed the agenda materials, and introduced Historic Resources Commission Chair Michael Drews. (10:10:49) Mr. Drews reviewed details of the projects listed in the September 24, 2010 memorandum included in the agenda materials. In response to a question, he expressed the opinion that, if the historic district is accepted by the National Register of Historic Places, signage should be installed along the freeway bypass. He discussed the importance of National Register of Historic Places designation. In response to a further question, he explained the significance of the re-evaluation project to the National Register nomination.. He responded to questions of clarification regarding the grant requirements. Mayor Crowell entertained public comment; however, none were forthcoming. He thanked Mr. Drews and Ms. Pruitt for their presentation.

**13. FINANCE DEPARTMENT**

**13(A) ACTION TO ADOPT A RESOLUTION TO AUGMENT AND AMEND THE CARSON CITY FY 2010 / 2011 BUDGET IN THE AMOUNT OF \$435,060** (10:15:4) - Mayor Crowell introduced this item. Finance Department Director Nick Providenti provided background information and reviewed the agenda materials. He responded to questions of clarification relative to the figures listed in the agenda materials.

Mayor Crowell entertained public comment and, when none was forthcoming, a motion. **Supervisor Aldean moved to adopt Resolution No. 2010-R-45, a resolution to augment and amend the Carson City FY 2010 / 2011 budget in the amount of \$435,060. Supervisor Williamson seconded the motion. Motion carried 5-0.**

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#### **13(B) PRESENTATION OF CARSON CITY'S FY 2009 / 2010 YEAR-END UNAUDITED FINANCIAL INFORMATION AND GENERAL FUND PROJECTIONS FOR FY 2011 - FY 2013**

(10:24:45) - Mayor Crowell introduced this item. Mr. Providenti reviewed the agenda materials, and he and Mr. Werner responded to corresponding questions of clarification. Mr. Providenti and Mr. Werner responded to additional questions regarding the stabilization fund and funding allocated to the car dealership incentives, and discussion took place with regard to the same.

Mayor Crowell entertained public comment. (10:46:54) Ward 3 Supervisor candidate John McKenna suggested determining a percentage for the ending fund balance "that is basically the recommended and then spend based upon that so that you end up with a savings account that you want at the end of the year." With regard to City services, he expressed a preference for the Board to "take a thorough review of everything Carson City does with the idea ... that Carson City does less over the period of time, they have a fund balance that will allow them to weather the storm, and any excess revenues be returned to the taxpayers." Mayor Crowell entertained additional public comment; however, none was forthcoming.

#### **14. PARKS AND RECREATION DEPARTMENT - ACTION TO APPROVE THE EXPENDITURE OF \$192,730 FROM THE GENERAL FUND TO SUPPORT THE ARLINGTON SQUARE ICE RINK FOR THE 2010 - 2011 WINTER SEASON** (10:48:06) - Mayor Crowell introduced this item. Parks and Recreation Department Director Roger Moellendorf provided an overview of the subject presentation, and reviewed the agenda report. Mr. Werner provided background information with regard to allocating general funding for the program, and whether or not to purchase or rent the necessary equipment. Supervisor Aldean expressed disagreement with allocating general funding because of the benefit to the downtown businesses. Mr. Moellendorf responded to questions of clarification relative to equipment purchased with redevelopment funding. He reviewed the recapitulation of last year's program and the estimated budget for this year's program, as outlined in the agenda materials. He reviewed the advantages and disadvantages of purchasing versus renting equipment. Recreation Division Operations Manager Joel Dunn provided additional clarification relative to the program, the equipment, and the associated costs.

Supervisor Aldean noted the importance of quantifying the economic impacts to the local businesses. In response to a question, Mr. Moellendorf advised that the Parks and Recreation Department did not attempt to quantify the impacts. He further advised that local business owners indicated difficulty in determining whether there was an economic advantage to operating the ice skating rink, but did indicate "it was a valuable activity to have downtown." He suggested the likelihood "there had to be some kind of economic [benefit] when you had 8,000 people visiting the ice skating rink in the center of your town ..." Supervisor Aldean advised of having spoken with Jonathan Skinner of the City of Reno Parks and Recreation Department, who advised of the likelihood that they will not be operating an ice skating rink this year. She suggested inquiring into the possibility of renting the City of Reno's chiller and, thereby, reducing the \$120,000 cost. Mr. Moellendorf agreed to explore the opportunity.

Supervisor Williamson commended Supervisor Aldean's suggestion in consideration of concerns associated with delaying the opening date. Supervisor Williamson advised that the City of Sparks will have an ice rink at the Legends outlet mall. She further advised that B'Sghetti's owner Scott Doerr estimated a ten percent increase in his business after the first year of the ice rink program. She expressed support for the ice rink program, and no preference with regard to the funding allocation. She expressed the opinion "it's a transition to a general fund project." She noted the contention associated with the program, and expressed

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dismay over “why people get white hot at seeing young families having a good time on an ice rink.” She expressed opposition to purchasing a chiller if it means delaying the start date.

Supervisor Livermore disclosed that his granddaughter had worked part-time for the Recreation Division during the 2010 season. He expressed an interest in the City of Reno’s consideration over not operating an ice rink program this year. He advised of having been supportive of the ice rink at the time it was first proposed, but expressed concern over the associated operational costs. He expressed support over not allocating general funding, until such time as the program is submitted to review by the Parks and Recreation Commission. He discussed additional concerns over purchasing equipment in consideration of ongoing City budget issues, and over the proposed downtown location.

Mr. Dunn acknowledged that some of the materials and equipment purchased last year with redevelopment funding has been used for other special events in Carson City. In reference to information provided by Parks and Recreation Department staff, Supervisor Walt noted that the majority of operations funding is allocated toward team events. She further noted the purpose of recreation not “to generate revenue [but] ... to enhance the quality of life,” and discussed the corresponding benefits. She stated, “We do not have much for families when it comes to recreation and we do not have much for recreation when it comes to the winter time.”

Supervisor Livermore inquired as to the distinction between the ice skating rink as a recreation program or a downtown special event “under redevelopment.” Mr. Moellendorf expressed the opinion, “it’s both. Obviously, it’s a recreation activity ...” He suggested that if the Board chooses to direct staff to consider a partnership with redevelopment, “there’s also an assumption that it has an economic impact and provides a positive economic impact to that redevelopment district.” Supervisor Aldean recommended considering this year’s program the same as previous years. She further recommended, moving forward to include the program “under the umbrella of all recreational activities.” It would, therefore, be subject to the purview of the Parks and Recreation Commission together with all the other recreational activities provided in the community. Supervisor Aldean suggested not using redevelopment funding to purchase a chiller “because ... it limits our flexibility with respect to how and where the ice skating rink can be used in the future.” Discussion followed.

Mayor Crowell entertained public comment. (11:23:07) John Wagner discussed the importance of maintenance service contracts in consideration of the possibility of purchasing equipment. He inquired as to increases in sales tax from downtown businesses during the period of time the ice rink was in operation over the last two years. Following a brief discussion, he suggested considering “expandability” with regard to equipment purchase or rental. He expressed a preference for a permanent location, and concern over the loss of \$100,000 per year. He expressed support for recreation, in general.

(11:26:30) Richard Schneider expressed support for the ice rink, and advised that sailors and Marines travel to Carson City from Pickle Meadows and Fallon to the ice rink. He recommended that active duty armed forces and their dependents skate free.

Supervisor Walt noted that costs for ice skating were “cheaper than a movie, ... cheaper than bowling.” She expressed appreciation for the affordability of the activity.

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(11:28:22) Carol Howell expressed support for the ice skating rink, and inquired as to the possibility of locating it in the Pony Express Pavilion. Mr. Moellendorf advised of existing programs which use the Pony Express Pavilion, one of which would definitely be displaced. Mayor Crowell acknowledged the anticipation that the Nugget parking lot would again be offered free of charge.

(11:30:32) Carson City Downtown Business Association President Lenny Chappell advised of having supported the ice skating rink in the downtown area over the past two years. He further advised that 67 businesses currently participate in the Downtown Business Association, and discussed benefits of the ice skating rink. He expressed the Downtown Business Association's support of this year's ice skating rink. In response to a question, he advised that the Downtown Business Association is a non-profit organization and could not afford to operate the ice rink. In response to a further question, he offered to inquire of the Downtown Business Association membership as to their interest in serving as volunteers to offset costs. Discussion followed.

(11:34:42) Stan Jones disclosed that he serves as a member of the Chamber of Commerce Executive Board of Directors and is a member of the Downtown Business Association. He expressed support for the ice skating rink, and suggested considering "the first two years was just a trial and error effort. ... We're still learning." He commended the Parks and Recreation Department staff on their operation of last year's ice rink. He expressed a preference for more organizations to become involved with the ice skating rink. He advised that the Downtown Business Association sponsored the opening night and New Year's Eve ceremonies. He expressed the opinion that "an ice skating rink in the town is more important than the Nugget parking lot." He suggested appreciating "the fact that they gave us the parking lot for two years while we're in this situation.

(11:36:33) John Andersen discussed the City's current economic situation, and commended previous discussion of allocating toward the stabilization fund. He expressed the opinion there is "a more prudent way" to spend the funding being considered for the ice skating rink. He noted that funding allocations to community service organizations were reduced this year. He commended the ice skating rink's quality of life aspect, stating that "feel good things are great when times are great." He expressed opposition to "throw[ing] away \$100,000 for ten weeks ..." In response to a question, he expressed concern "that redevelopment hasn't approached the north end of this town." Mayor Crowell clarified the two redevelopment areas in the City, and advised there is no redevelopment district in the northern or eastern portions of town. He suggested a functional question "as to whether or not there should be a redevelopment [district] in those areas from the standpoint of ... is that the right way to stir development there." In response to a question, Mayor Crowell advised that the redevelopment incentive program has been suspended. Funding for redevelopment events has not been suspended. In reference to the previous discussion, Mr. Andersen reiterated opposition to intentionally losing money. He expressed uncertainty regarding the indication that "there's not another good place to put money on a daily basis instead of just for ten weeks." He expressed the opinion "that's truly what redevelopment is ..., not a one-time shot in the arm, but this continued economic role that goes through there that helps support these." Discussion followed and Mr. Andersen suggested helping to support "some of these existing businesses." He noted the recent improvements to the Carson Lanes and the Northgate Theaters, and suggested helping local businesses "that are now competing for this other recreational venture that's subsidized by Carson City."

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(11:44:28) Ward 1 Supervisor candidate Rob Joiner commended a previous suggestion to move the ice skating rink venue around town “to see where it has a good economic impact.” He reviewed various suggestions for accommodating existing programs which use the Pony Express Pavilion, and for locating the ice skating rink there. He noted that NRS 279, as listed in the staff report, is relative to community redevelopment.

(11:46:34) Doreen Mack, of Lofty Expressions, discussed the importance of downtown events to the community. She expressed the opinion that the downtown location for the ice skating rink “is perfect. ... It will encourage businesses to want to come down here.” She expressed opposition to relocating the ice skating rink “because ... you’re going to lose what you’ve already established.” She discussed the importance of “vision” and considering “the whole picture ... down the road, not just right now ...” She noted the importance of coordinating the ice skating program with the Christmas tree lighting event. “Downtown begins in the core and ... radiates out.” She requested the Board’s support of the ice skating program.

(11:49:23) Carson Nugget General Manager Starr Anderson advised that the Nugget has not realized any “recognizable increase ... in our gaming” because of the ice skating rink. She discussed the Nugget’s “community first” focus, based on the belief that events which benefit the community’s quality of life will build a stronger community. She reviewed research relative to community quality of life, and offered the Nugget parking lot, free of charge, for the ice rink program.

Mayor Crowell entertained additional public comment and, when none was forthcoming, recessed the meeting at 11:56 a.m. Mayor Crowell reconvened the meeting at 12:00 p.m., and entertained a motion. Supervisor Aldean expressed appreciation for the citizens’ attendance and participation. She agreed the ice skating rink represents “a quality of life issue,” with “economic benefits to the businesses downtown.” **Supervisor Aldean moved to direct staff to reagenda an item for the October 21<sup>st</sup> Board meeting, with redevelopment funding designated as the funding source, and to recommend that staff contact the City of Reno Parks and Recreation Department to determine the possibility of renting their chiller. Supervisor Williamson seconded the motion.** Supervisor Livermore requested staff to return with a plan to generate advertising revenue to offset the proposed subsidy. Supervisor Aldean suggested advertising in the Reno area that Carson City will have an ice skating rink this year. Mayor Crowell requested staff to research the possibility of discounting or offering free passes to active duty military personnel and their families. He called for a vote on the pending motion. **Motion carried 5-0.** Mayor Crowell recessed the meeting at 12:03 p.m.

## 15. CITY MANAGER

### 15(A) REVIEW OF THE CARSON CITY OPERATIONS SCORECARD (1:30:18) - Mayor

Crowell reconvened the meeting at 1:30 p.m. and introduced this item. Special Projects Coordinator Linda Ritter reviewed the Briefing Book and the Operations Scorecard, copies of which were included in the agenda materials. Discussion followed. Ms. Ritter reviewed corrections to previously reported data relative to ambulance response times. She responded to corresponding questions of clarification, and additional discussion took place.

Mayor Crowell entertained public comment; however, none was forthcoming. In reference to the Nevada Taxpayers Association recommendations at the beginning of the Briefing Book, Mr. Werner responded to questions and discussion took place regarding previous programs which commend employees for

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developing cost-saving measures. He advised that he would discuss the matter with the Human Resources Director.

**15(B) ACTION TO RATIFY THE CITY MANAGER'S APPROVAL OF PAYMENT TO P3 DEVELOPMENT IN THE AMOUNT OF \$86,691.39, AS SHOWN ON THE BOARD ITEM FOR THE APPROVAL OF BILLS AND OTHER REQUESTS FOR PAYMENTS BY THE CITY FOR THE PERIOD OF AUGUST 1, 2010 THROUGH SEPTEMBER 5, 2010, INDICATED AS CHECK NUMBER 308139 OF THE ACCOUNTS PAYABLE CHECKS LIST** (1:52:12) - Mayor Crowell introduced this item. Mr. Werner provided background information and reviewed the agenda materials. Mayor Crowell entertained questions or comments and, when none were forthcoming, a motion. **Supervisor Williamson moved to ratify the City Manager's approval of payment to P3 in the amount of \$86,691.39, as shown on the Board item for the approval of bills and other requests for payments by the City for the period of August 1, 2010 through September 5, 2010, as indicated by check number 308139 of the accounts payable checks list. Supervisor Aldean seconded the motion. Motion carried 5-0.**

**15(C) DISCUSSION AND POSSIBLE ACTION TO CHANGE THE MEETING DATE FOR THE SECOND REGULARLY SCHEDULED BOARD OF SUPERVISORS MEETING IN NOVEMBER** (1:54:03) - Mayor Crowell introduced this item, and Mr. Werner reviewed the agenda report. Discussion ensued, and Mayor Crowell entertained a motion. **Supervisor Walt moved to change the November 18<sup>th</sup> Board of Supervisors meeting to November 16<sup>th</sup> at 10:00 a.m. Supervisor Williamson seconded the motion. Motion carried 5-0.** Mr. Werner acknowledged that sufficient notice will be provided to the Board members, City staff, and the community.

**16. HUMAN RESOURCES DEPARTMENT - ACTION TO ADOPT THE 2010 - 2015 COLLECTIVE BARGAINING AGREEMENT BETWEEN CARSON CITY AND THE CARSON CITY SUPERVISORY ASSOCIATION ON BEHALF OF THE CARSON CITY SHERIFF'S LIEUTENANTS / CAPTAINS - Deferred.**

### **17. BOARD OF SUPERVISORS NON-ACTION ITEMS:**

**STATUS REVIEW OF PROJECTS** (1:59:05) - Mr. Werner reported that Rick Oshinski resigned from P3 Development to reassume a position with his former law firm. He expressed the understanding that P3 Development President Mike Courtney will continue interacting with City representatives.

**INTERNAL COMMUNICATIONS AND ADMINISTRATIVE MATTERS** (2:00:06) - Mr. Werner noted that the Board of Supervisors is the only public body which doesn't have a specific time limit on public comment. He inquired as to the Board's preference, and advised that language would need to be added to the agenda. Discussion ensued and, in response to a question, Mr. Munn advised that "if you're going to respond, it should be vertical and not horizontal amongst the Supervisors. When it breaks out into a discussion, then it should be an agenda item." He cautioned against considering and deliberating as a Board in violation of the Open Meeting Law. Additional discussion followed. Mayor Crowell expressed a preference to not indicate a time limit on the agenda, but to allow the Mayor the prerogative of imposing a limit depending upon the circumstances associated with a specific agenda item. Following additional discussion, he requested the District Attorney's staff to prepare language for consideration at a future meeting.

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**CORRESPONDENCE TO THE BOARD OF SUPERVISORS**

**STATUS REPORTS AND COMMENTS FROM THE BOARD MEMBERS (2:14:47) -**

Supervisor Williamson advised of having worked with citizens along Paul Way and Garnet and of subsequently notifying City staff of issues regarding flooding and clogged culverts. Supervisor Walt advised of a Carson City Convention and Visitors Bureau Board meeting scheduled for October 11<sup>th</sup>, at which increasing the room tax will be considered. She apologized to the citizens who attended the last Parks and Recreation Commission meeting for the abrupt ending due to loss of a quorum. She announced Carson High School homecoming is scheduled for this Friday. Supervisor Livermore announced that the Urban Fishing Pond will be dedicated on Saturday, October 23<sup>rd</sup>.

**STAFF COMMENTS AND STATUS REPORTS**

**18. ACTION TO ADJOURN (2:19:12) -** Supervisor Aldean moved to adjourn the meeting at 2:19 p.m. Supervisor Williamson seconded the motion. Motion carried 5-0.

The Minutes of the October 7, 2010 Carson City Board of Supervisors meeting are so approved this 4<sup>th</sup> day of November, 2010.

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ROBERT L. CROWELL, Mayor

ATTEST:

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ALAN GLOVER, Clerk - Recorder