

A. PRESENTATION OF A PLAQUE TO WAYNE MORRIS IN RECOGNITION OF HIS ACT OF HEROISM (1-0055.5) - Mayor Masayko explained Mr. Morris' act of heroism, read and presented the plaque to him. Fire Chief Buckley commended him on his willingness to react even though he was at risk of being hurt. Mr. Morris felt that his act was one that any other person would have done and indicated it was definitely an act he was compelled to do. Supervisor Bennett thanked him for the example he had set. Carson City Fire Fighters Association President Bob Shreihans presented him with a plaque commended him on his act of heroism, which he read into the record.

B. ACTION ON A PROCLAMATION FOR "CARSON SERTOMA CLUB PRESENTS CARSON AND BARNES CIRCUS DAYS', JUNE 25-26, 1997 (1-0165.5) - Supervisor Plank read the Proclamation into the record and moved for its adoption. Supervisor Bennett seconded the motion. Supervisor Plank then described his involvement with the Club and indicated the funds generated by the event would be donated to the Carson City School District. He felt that the event would generate at least \$4500. The location was described. The motion was voted and carried 4-0.

LIQUOR AND ENTERTAINMENT BOARD - Mayor Masayko recessed the Board of Supervisors session and immediately reconvened the meeting as the Liquor and Entertainment Board. A quorum of the Board was present, including Member Banister although Member Tatro was absent.

4. TREASURER - Al Kramer

A. ACTION ON A LIQUOR LICENSE FOR ALVIN SANCHEZ, DOING BUSINESS AS JAVELINS INC. (1-0220.5) - Mr. Sanchez briefly described his business plans. He indicated he was familiar with Nevada Liquor Laws and described a driver's license for a juvenile. Member Plank moved to approve a Liquor License for Alvin Sanchez, doing business as Javelins Inc. Chairperson Masayko indicated for the record that the Sheriff's Investigation was positive and recommended approval. Member Bennett seconded the motion. Motion carried 5-0.

B. ACTION ON THE APPOINTMENT OF RONALD A. PLOMGREN, SENIOR VICE PRESIDENT AND CFO OF LONGS DRUG STORES NO. 146 AS THE LIQUOR LICENSE MANAGER (1-0258.5) - Long's Attorney Mike Alonzo introduced Mr. Plomgren and Store Manager Cathy Pierson. Mr. Alonzo briefly noted Long's history in Nevada and THE purpose of the request. Mr. Plomgren commended Ms. Pierson on her promotion. Chairperson Masayko commended Ms. Pierson on her promotion and indicated that Longs had been a long-time business affiliate of Carson City. Comments noted the proposal to relocate the establishment. (Member Tatro arrived during the discussion--8:50 a.m. The entire Board was present constituting a quorum.) Member Smith also commended Ms. Pierson on her promotion. Member Smith moved to appoint Ronald A. Plomgren, Senior Vice President and CFO of Longs Drug Stores, No. 146, to Liquor License Manager, fiscal impact is \$75 Investigative Fee. Member Plank seconded the motion. Member Tatro indicated he would abstain from voting on the motion as he had missed the presentation. The motion was voted and carried 5-0-1. Mayor Masayko thanked Mr. Plomgren for his attendance and explained the purpose of having him appear.

BOARD OF SUPERVISORS - There being no other matters for consideration by the Liquor and Entertainment Board, Chairperson Masayko recessed the Liquor and Entertainment Board and immediately reconvened the session as the Board of Supervisors. The entire Board was present constituting a quorum.

5. CONSENT AGENDA (1-0318.5)

- A. TREASURER**
- i. ACTION ON AN ENTERTAINMENT EVENT APPLICATION FOR THE SILVER STATE GAMES AMATEUR ATHLETIC COMPETITION WITH WAIVER OF EVENT AND PROMOTER FEES AND TIME REQUIREMENTS**
 - ii. ACTION ON TREASURER'S REPORT FOR THE MONTH OF MAY 1997**
 - iii. ACTION TO REINSTATE BUSINESS LICENSE APPLICATIONS**

B. DISTRICT ATTORNEY - ACTION TO ADOPT A RESOLUTION OF THE BOARD OF SUPERVISORS JOINING IN THE DISTRICT ATTORNEY'S REQUEST THAT THE NEVADA ATTORNEY GENERAL REVIEW, AND, IF APPROPRIATE, ACT IN A CASE WHICH THE DISTRICT ATTORNEY HAS A CONFLICT OF INTEREST

C. PARKS AND RECREATION DIRECTOR - ACTION ON A SECOND AMENDMENT TO EVENT CENTER AGREEMENT WITH THE CARSON CITY CONVENTION AND VISITORS' BUREAU

D. COMMUNITY DEVELOPMENT DIRECTOR - ACTION ON AB-96/97-12 - A REQUEST FROM LONGS DRUG STORE (PROPERTY OWNER: ROBERT MCFADDEN, JOHN AND MARY CALHOUN AND HALL FAMILY TRUST) TO ABANDON PREVIOUSLY DEDICATED RIGHT-OF-WAY KNOWN AS CORSAGE ROAD (40 FEET BY 640 FEET) AND YUCCA STREET (40 FEET BY 438 FEET) ON PROPERTY ZONED RETAIL COMMERCIAL/GENERAL COMMERCIAL (RC/GC), LOCATED AT CORSAGE ROAD AND YUCCA STREET, ADJACENT TO APN'S 8-301-03, 11, 12, 13, 14, AND 15, AND 8-302-06, 07, 08, 09, 13, 14 AND 15 (PLANNING COMMISSION APPROVED 5-0-0-2)

E. PUBLIC WORKS/UTILITIES DIRECTOR - ACTION ON AWARD OF A REVISED \$14,763.18 INTERLOCAL CONTRACT FROM THE NEVADA DIVISION OF ENVIRONMENTAL PROTECTION TO CARSON CITY TO FUND A PUBLIC EDUCATION PROGRAM REGARDING RECYCLING AND WASTE REDUCTION

F. PURCHASING DIRECTOR
i. ACTION ON CONTRACT NO. 9697-250 - JANITORIAL SERVICES, AWARD
ii. ACTION ON CONTRACT NO. 9697-259 - TRAFFIC SIGNAL CONSTRUCTION, COLLEGE PARKWAY AND GONI ROAD AND COLLEGE PARKWAY AND ROOP STREET
iii. ACTION ON CONTRACT NO. 9697-269 - ARROWHEAD DRIVE TO GRAVES LANE ROADWAY DESIGN, CONTRACT APPROVAL

iv. ACTION ON CONTRACT NO. 9596-126 - INSURANCE/BROKER CONSULTANT, AMENDMENT - Supervisor Bennett requested the Community Development abandonment request be pulled for discussion. Supervisor Smith moved that the Board of Supervisors accept and approve the Consent Agenda as presented with the exception of action on AB 96/97-12, the request from Longs Drug Store, including adoption of Resolution No. 1997-R-24. Supervisor Plank seconded the motion. Motion carried 5-0.

D. (1-0354.5) - Community Development Director Sullivan explained the application. The abandoned area will become part of a shopping center. The site is currently used as a mobile home dealership. Access will be provided from Carmine Street. The parcels on the north side of the proposed shopping center will be realigned when lot line adjustments are submitted. The applicants own all of these parcels. Supervisor Plank moved that the Board of Supervisors approve AB-96/97-12, a request from Longs Drug Store, property owner: Robert McFadden, John and Mary Calhoun and Hall Family Trust, to abandon previously dedicated right-of-ways known as Corsage Road, 40 feet by 640 feet, and Yucca Street, 40 feet by 438 feet, on property zoned Retail Commercial/General Commercial, RC/GC, at Corsage Road and Yucca Street, adjacent to Assessor's Parcel Numbers 8-301-03, 11, 12, 13, 14, and 15 and 8-302-06, 07, 08, 09, 13, 14 and 15, based on two findings and subject to four conditions of approval, fiscal impact - none. Supervisor Bennett seconded the motion. Mayor Masayko noted for the record that the streets had been dedicated as part of the original subdivision. The proposal would return this property at no cost. Mr. Sullivan indicated that this process had occurred when the Desert View Subdivision Map had been recorded in 1955. The motion was voted and carried 5-0. Mr. Sullivan then indicated that one of Public Works' condition mandated the lot line adjustments prior to implementation of the street abandonments.

CITIZEN COMMENTS (1-0438.5) - None.

6. FIRE CHIEF - Louis Buckley and E.M.S. Battalion Chief Vincent Pirozzi - ORDINANCE - FIRST READING - AN ORDINANCE AMENDING CHAPTER 5.18 OF THE CARSON CITY MUNICIPAL CODE (AMBULANCE SERVICES) BY AMENDING SECTION 5.18.040 (FEES AND RATES) TO INCREASE THE EXISTING FEES FOR CERTAIN AMBULANCE SERVICES, AND TO RE-ESTABLISH A MILEAGE CHARGE, AND OTHER MATTERS PROPERLY RELATED THERETO (1-

0440.5) - Discussion noted the write-off mandated due to the number of Medicare/Medicaid users. The fee increases may not totally address the inflationary factor. The fee increase would not impact the subscribers. Battalion Chief Pirozzi felt that the overall impact would relate to approximately two percent increase in revenue. Supervisor Bennett indicated this is the same problem encountered by the Hospital. Mr. Berkich noted that the Board had considered the proposal during the budget process. Supervisor Bennett moved to introduce on first reading Bill No. 134, AN ORDINANCE AMENDING CHAPTER 5.18 OF THE CARSON CITY MUNICIPAL CODE (AMBULANCE SERVICES) BY AMENDING SECTION 5.18.040 (FEES AND RATES) TO INCREASE THE EXISTING FEES FOR CERTAIN AMBULANCE SERVICES, AND TO RE-ESTABLISH A MILEAGE CHARGE, AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Plank seconded the motion. Motion carried 5-0.

7. DISTRICT ATTORNEY - Deputy District Attorney Mark Forsberg - **ACTION ON APPROVAL OF AN AMENDMENT TO THE 1996-97 COLLECTIVE BARGAINING AGREEMENT BETWEEN CARSON CITY AND THE CARSON CITY SHERIFF'S PROTECTIVE ASSOCIATION AND OTHER MATTERS PROPERLY RELATED THERETO (1-0506.5)** - Supervisor Tatro indicated he would abstain as he had missed the discussion during the Closed Session. Comments noted the team work which had occurred during the negotiations. This had resulted in a multi-year agreement. The benefits of this approach were noted. Mr. Berkich and Mr. Forsberg introduced the Association and Management team members. Supervisor Smith moved to approve the amendment to the 1996-99 collective bargaining agreement between Carson City and the Carson City Sheriff's Protective Association and the fiscal impact to each contract change is, which is to the overall budget and not the individual him/herself: Longevity - \$7,200 per year, Shift Differential - \$28,000, Salary Increase - \$45,000, Uniform Allowance \$7,625, Body Armor - \$2,000. Supervisor Plank seconded the motion. Motion carried 4-0-1 with Supervisor Tatro abstaining.

8. PURCHASING DIRECTOR - John Iratcabal and City Manager Berkich - **ACTION ON CONTRACT NO. 9697-244 - SURPLUS PROPERTY AUCTIONEER AGREEMENT, RESUBMITTED (1-0609.5)** - Staff concerns regarding the proposed concept of granting a local preference to bidders were explained. Staff recommended that if this policy is adopted \$10,000 be used as the threshold for such preference. Contracting procedures for under and over this amount were described. Supervisor Plank explained his original abstention on this issue and his intent to participate and vote on the present issue.

Joe DiLonardo expressed his feeling that Arundel and Great Western Motors should be awarded the bid based on its secured, local site; its accessibility; experience; the return of income generated by the sale to the community; and its access to indoor facilities if needed at a future date. He indicated that his firm would continue to provide auctioneering services for the Sheriff's bicycle sales at no cost regardless of the outcome of this bid award. He then indicated a willingness to modify the original bid to match the three percent proposed by the other bidder.

Vaugh Edwards, representing TNT Auction, acknowledged that he did not have permanent facilities within Carson City. The RFP indicated a majority of the auction would occur on City property. Other facilities could be obtained if necessary. His experience was included in the RFP. The Attorney General's ruling had voided the implementation of sales taxes on items sold at government auctions. He felt that the Board was cognizant of the problems which would be created if a bidder is allowed to modify his/her bid after bid opening.

(1-0768.5) Mr. Forsberg indicated that the bids could not be amended. He then cautioned the Board against implementation of a program which would give local bidders preferential treatment. The Statutes do not currently allow the Board to award to anyone except the lowest responsible and responsive bidder. Reasons for this restriction were postulated. Mayor Masayko indicated that the Legislature also granted State Public Works the ability to grant preferential treatment to Nevada contractors on State projects. Mr. Forsberg responded by explaining a rule that when the Legislature fails to act in one area but acts in another area, the Legislature had intended to not act in the first area. Therefore, he felt that the Legislature had meant not to act to grant authority for local communities to give preferential treatment to local bidders.

Supervisor Bennett explained her support for local businesses and urged staff to develop a policy for granting this ability. Without this support local vendors will not be able to provide a quality project or remain in business particularly when competing against large vendors.

Supervisor Tatro indicated that the enabling act which had granted the State the ability to give preference to local bidders had been repealed in 1983. Reasons for its repeal were described. His comments also supported Mr. Forsberg's opinion. He felt that the RFP could be modified to allow consideration for local bidders based on the worth of having such a firm in the community, however, it would be difficult to establish criteria for preferential treatment after the bid is opened. He questioned the value of putting out the bid a second time. Such action could eventually eliminate all competition. He could not support the recommendation to establish a policy at this point in the process.

Mr. Forsberg indicated he was not aware of the Attorney General's ruling on the sales tax issue. He indicated he would research this issue. Supervisor Plank also noted that TNT had indicated that the auction was to be conducted on City property and in Carson City. Mr. Berkich indicated that he was not positive of the final outcome of the legislation (Attorney General's ruling) which Mr. Edwards had referenced. If it had been approved and signed, it may not be effective until July 1. Mayor Masayko indicated that this issue would be researched prior to the auction.

Supervisor Smith iterated his support for local small businesses, however, the world is becoming more and more price conscious every day. He, too, felt that a local preference policy could eliminate competition. The consumer could, however, support local businesses although this does not appear to be occurring. Staff's concerns were read. They are valid. The Board is responsible for obtaining the best "bang for the taxpayer as possible". He then indicated that he would oppose any motion awarding the contract to TNT, although he had reviewed all of the information provided by staff and such action would be against the District Attorney's advice, as a protest vote and his desire to establish a mechanism which would allow preferential treatment for local merchants.

Supervisor Bennett responded by explaining her feeling that the difference between a consumer who elects to support out-of-town businesses and a City acquisition is the fact that the money belongs to the Carson City taxpayers. They are the ones purchasing the merchandise which will later be sold. She questioned whether the Board would support directing the City Manager to develop such a policy. Criteria could be found to clearly designate when an individual or firm is local. The Board has the authority to be "masters of its own destiny". Her vote would reflect these comments.

Supervisor Plank shared their sympathies, however, until the RFP has been modified to grant this flexibility, preferential treatment could not be granted. He urged the Board to accept the District Attorney's advice, to pursue the only legal avenue available at this time, and to avoid stifling competition. The higher revenue may be more beneficial to the City as more "pot holes" could be plugged than otherwise would have been.

Mayor Masayko restated the issue as being the need to finalize the bid award. He felt it would not serve a good purpose to reject all of the bids and begin the process over. Although he was sympathetic with both Mr. Cerquitella and Mr. DiLonardo and other community members who support the City, the issue could not be resolved at this time. He urged staff to continue to analyze the issue and develop a mechanism to provide the flexibility particularly on bids under \$10,000 or if it is for a personal service. The issue under consideration would amount to less than a \$500 difference in revenue. This is less than the annual business license.

Supervisor Tatro noted the two declared protest votes and that he had been given the unfortunate responsibility to make the motion. Therefore, Supervisor Tatro moved that the Board accept the Purchasing Department's recommendation and authorize the Mayor to sign the attached agreement number 9697-244 on RFP 9697-219 to TNT Auction, Las Vegas, Nevada, based on the staff recommendation. Supervisor Plank seconded the motion. Discussion indicated that the direction which should be given to Mr. Berkich would be handled later. The motion was voted by roll call with the following result: Supervisor Smith - No; Supervisor Tatro - Yes; Supervisor Plank - Yes; Supervisor Bennett - No; and Mayor Masayko - Well, well, I guess I stated my position early on, on this

particular matter it is not fair to go back and, Mr. Cerquitella and Mr. DiLonardo, if there was any way that I could in good conscious, I would, but once the bids are out, it just doesn't make any sense to go back and allow the bidders to bid again, we do need to take some action to give some preference to local vendors and I want to see that happen, so I need to vote yes, let us award the contract without rebidding it, Yes. Motion carried 3-2.

Mayor Masayko felt that adequate consensus had been indicated to direct staff to develop a policy outside the normal paradigms to recognize the desire to do business with local merchants on small projects and special services projects. Mayor Masayko felt that these projects would be under \$10,000. Although he had had to vote for the motion, the issue was not dead.

Supervisor Plank requested the record indicate that, although he had voted for the contract, he supported the direction to City staff to develop a mechanism to allow for local preference.

9. BOARD OF SUPERVISORS

A. ACTION ON APPOINTMENT OF AN ALTERNATE TO THE TAHOE TRANSPORTATION DISTRICT (1-1226.5) - Supervisor Bennett explained the request and recommended Supervisor Plank for appointment. Supervisor Tatro explained that he was not interested in filling this appointment. Supervisor Plank indicated his interest and availability. Supervisor Bennett moved that the Board of Supervisors appoint Supervisor Jon Plank as the alternate to the Tahoe Transportation District. Supervisor Smith seconded the motion. Motion carried 5-0.

B. ACTION ON THE APPOINTMENT OF AN ALTERNATE TO THE TAHOE REGIONAL PLANNING AGENCY (1-1315.5) - Supervisor Bennett explained the alternate appointment process. Supervisor Smith moved that the Board of Supervisors appoint Jon Plank to the Tahoe Regional Planning Agency. Supervisor Tatro seconded the motion. Motion carried 5-0.

C. ACTION ON LEGISLATIVE MATTERS (1-1386.5) - Discussion indicated the Board had received a written list of the bills. (A copy was not given to the Clerk.) Discussions are exploring methods to include the City's regional juvenile facility proposal in the statewide juvenile facilities program. The Nevada Day proposal was moving forward and will be signed by the Governor. The electorate will consider it in 1998. The bill on the sewer connection fee issue will be introduced shortly. This bill included an effective date after the 1998 budget. SB 199 is for improvements to the existing training facility at the Carson City Airport.

10. AUTOMATION SERVICES DIRECTOR - William Naylor - ORDINANCE - SECOND READING - ACTION ON BILL NO. 131 - AN ORDINANCE AMENDING CHAPTER 2.31 OF THE CARSON CITY MUNICIPAL CODE (AUTOMATION SERVICES DEPARTMENT) TO CHANGE THE NAME OF THE AUTOMATION SERVICES DEPARTMENT TO THE INFORMATION SERVICES DEPARTMENT AND OTHER MATTERS PROPERLY RELATED THERETO (1-1432.5) - Supervisor Plank moved to adopt on second reading Ordinance No. 1997-34, Bill No. 131, AN ORDINANCE AMENDING CHAPTER 2.31 OF THE CARSON CITY MUNICIPAL CODE (AUTOMATION SERVICES DEPARTMENT) TO CHANGE THE NAME OF THE AUTOMATION SERVICES DEPARTMENT TO THE INFORMATION SERVICES DEPARTMENT AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Bennett seconded the motion. Motion carried 5-0.

11. CHIEF JUVENILE PROBATION OFFICER - Bill Lewis

A. ACTION ON APPROVAL OF THE CARSON CITY JUVENILE PROBATION DEPARTMENT TO RECEIVE \$7600 IN FEDERAL FUNDS FROM THE OFFICE OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION DURING THE 1997-98 FISCAL YEAR FOR THE REGIONAL JUVENILE JUSTICE CHALLENGE PROJECT (1-1462.5) - Mr. Lewis explained the funding, its use, and the program. Suicide prevention is included in the program. Supervisor Bennett urged him to

participate in the Life Stress programs. The need for this program was emphasized. Supervisor Bennett volunteered to serve in any capacity whatever to obtain funding or support for juvenile suicide prevention program(s). Supervisor Tatro moved that the Board approve the Carson City Probation Department to receive a \$7600 federal grant funds during the 1997/98 fiscal year for the Regional Juvenile Justice Challenge Grant Project. Supervisor Plank seconded the motion. Motion carried 5-0.

B. ACTION ON APPROVAL OF THE CARSON CITY JUVENILE PROBATION DEPARTMENT TO RECEIVE \$22,369 IN FEDERAL FUNDS FROM THE OFFICE OF JUVENILE JUSTICE AND DELINQUENCY DURING THE 1997-98 FISCAL YEAR FOR THE FIRST JUDICIAL DISTRICT JUVENILE JUSTICE DELINQUENCY PREVENTION PROGRAM (1-1558.5) - Supervisor Tatro emphasized the need for these programs, expressed his desire to utilize the contingency funds for this purpose, requested this issue be agendized for the next meeting with the Saturday program being funded 50 percent, and that the School District be asked to participate in its funding. Supervisor Tatro moved that the Board approve the Carson City Juvenile Probation Department to receive \$22,369 in Federal Grant Funds during the 1997/98 fiscal year from the Office of Juvenile Justice and Delinquency Prevention. Supervisor Plank seconded the motion. Motion carried 5-0.

c. ACTION ON APPROVAL OF THE CARSON CITY JUVENILE PROBATION DEPARTMENT TO RECEIVE \$13,950 IN FEDERAL FUNDS FROM THE OFFICE OF CRIMINAL JUSTICE ASSISTANCE DURING THE FISCAL YEAR 1997-98 FOR THE JUVENILE OFFENDER SUBSTANCE ABUSE INTERVENTION PROGRAM (1-1702.5) - Supervisor Tatro moved that the Board approve the Carson City Juvenile Probation Department to receive \$13,950 in Federal Grant Funds during the 1997/98 fiscal year from the Office of Criminal Justice Assistance, fiscal impact \$4,650 in matching funds which is in the Carson City FY 97/98 General Fund Budget. Supervisor Bennett seconded the motion. Motion carried 5-0.

12. PARKS AND RECREATION DIRECTOR - Steve Kastens - ACTION ON ESTABLISHING COSTS FOR LONE MOUNTAIN CEMETERY HISTORIC GUIDE BOOKLET (1-1767.5) - Supervisor Plank moved to approve staff's recommendation to charge \$4 for each Lone Mountain Cemetery Historic Guide Booklet. Supervisor Bennett seconded the motion. Mayor Masayko felt that if the booklet sustains itself, it would be a good product. The motion was voted and carried 5-0.

BREAK: A seven minute recess was declared at 10:18 a.m. The entire Board was present when Mayor Masayko reconvened the session at 10:25 a.m.

13. FINANCE AND REDEVELOPMENT DIRECTOR - Mary Walker

B. ACTION ON APPLICATION TO REMOVE UNCOLLECTIBLE ACCOUNTS RECEIVABLE FROM THE RECORDS OF THE AMBULANCE FUND (1-1810.5) - E. M. S. Battalion Chief Vincent Pirozzi - Supervisor Plank moved to approve an application to remove uncollectible accounts receivable from the records of the Ambulance Fund in the amount of \$428,200.15, fiscal impact is none which is based on Ms. Walker's comments that the adjustment had already been made in the budget. Supervisor Tatro seconded the motion. Motion carried 5-0.

A. ACTION ON RESOLUTION TO AUGMENT AND AMEND CARSON CITY FISCAL YEAR 96-97 BUDGET (1-1878.5) - Ms. Walker distributed the first page of the Resolution to the Board and Clerk. Comments indicated that the Contingency Account was down to \$8,000 due to the funding match required for FEMA flood repairs. This amount of expenditures was unique in Carson City. Reasons for this practice was explained. Supervisor Tatro moved that the Board adopt Resolution No. 1997-R-25, A RESOLUTION TO AUGMENT AND AMEND THE CARSON CITY FISCAL YEAR 96-97 BUDGET IN THE AMOUNT OF \$6,711,950. Supervisor Smith seconded the motion. Motion carried 5-0.

14. COMMUNITY DEVELOPMENT DIRECTOR - Walter Sullivan

A. ACTION ON M-96/97-27 - A REQUEST FROM NATIONAL BEST SELLERS (PROPERTY OWNERS JOSEPH GONI AND PHYLLIS LATZY) TO ALLOW MODIFICATION IN SPECIFIC OFF-STREET PARKING REQUIREMENTS IN ACCORD WITH CARSON CITY MUNICIPAL CODE 18.05.023(4) FOR PROPERTY LOCATED AT 108 EAST JOHN STREET, A PORTION OF APN 2-152-01 (1-2218.5) - Discussion explained the location, the excess of available parking on John Street, the condition mandating reconsideration of the parking waiver if and when the auto sales lot is eliminated, the impact one way streets would have on this area, and the location of the zoning line, which needs to be adjusted. Supervisor Smith moved that the Board of Supervisors approve a request from National Best Sellers to allow modification in specific off-street parking requirements in accord with Carson City Municipal Code 18.05.023(4), for property located at 108 East John Street, a portion of APN 2-152-01, subject to the one condition of approval as contained therein. Supervisor Tatro seconded the motion. Motion carried 5-0.

B. ACTION ON S-96/97-2(F) - A FINAL SUBDIVISION APPLICATION FROM AL BERNHARD (PROPERTY OWNER: BERNHARD FAMILY TRUST) FOR THE DEVELOPMENT OF AN INDUSTRIAL SUBDIVISION ON APPROXIMATELY 26 ACRES ZONED LIMITED INDUSTRIAL (LI), LOCATED SOUTHEAST OF HOT SPRINGS ROAD AND SOUTH OF EAST COLLEGE PARKWAY, APN 8-125-35 (1-2430.5) - Senior Planner Juan Guzman - Discussion explained the location and process. A traffic analysis will be required for the project and funding for mitigation of any impacts required. The project under construction in this area was discussed. This project will also create an impact on College Parkway and Hot Springs Road. Supervisor Bennett expressed her safety concerns about this intersection. Supervisor Tatro moved that the Board of Supervisors approve a final subdivision application from Al Bernhard and the Bernhard Family Trust for the development of an industrial subdivision on approximately 26 acres zoned Limited Industrial, located southeast of Hot Springs Road and south of East College Parkway, Assessor's Parcel Number 8-125-35, based on the fulfillment of all the conditions of approval. Supervisors Smith and Bennett seconded the motion. Motion carried 5-0.

C. PLANNING COMMISSION REVIEW AND APPEAL MATTERS - ACTION ON S-96/97-3 - A TENTATIVE SUBDIVISION MAP REQUEST FROM ALEXANDER BERNHARD (PROPERTY OWNER: BERNHARD FAMILY TRUST TO DEVELOP A 25-LOT SUBDIVISION ON APPROXIMATELY 25 ACRES OF LAND ZONED SINGLE FAMILY 21,000/AGRICULTURE (SF21000/A), LOCATED ON THE EAST SIDE OF CARSON RIVER ROAD, APPROXIMATELY ONE-HALF MILE SOUTH OF EAST FIFTH STREET, A PORTION OF APN 10-071-23 (PLANNING COMMISSION APPROVED 7-0); AND, D. ORDINANCE - FIRST READING - ACTION ON Z-96/97-12 - AN ORDINANCE EFFECTING A CHANGE OF LAND USE DISTRICT ON ASSESSOR'S PARCEL NUMBER 10-071-23 (PORTION) FROM SINGLE FAMILY 21,000 (SF21000) AND AGRICULTURE (A) TO SINGLE FAMILY ONE ACRE (SF1A) ON APPROXIMATELY 14.7 ACRES OF LAND, LOCATED AT THE SOUTH END OF BUZZY'S RANCH ROAD, EAST OF CARSON RIVER ROAD, APPROXIMATELY ONE-HALF MILE SOUTH OF EAST FIFTH STREET, IN CARSON CITY, NEVADA (PLANNING COMMISSION APPROVED 7-0) (1-2586.5) - Juan Guzman - Discussion explained Mr. Bernhard's intent to maintain the Mexican Ditch as part of the Citywide trail system, Conditions 13 and 17 regarding the Ditch, and the location of the agricultural and single family 21,000 areas. Supervisors Smith and Plank and Mayor Masayko commended Mr. Bernhard and his engineer on the packet. Mayor Masayko pointed out that the developer will be responsible for construction of the Mexican Ditch trail at his cost. The adjacent property owners will not be assessed the cost of this trail. They may have a four foot fence abutting the trail. Access to the property across the Mexican Ditch was explained by Mr. Guzman. Supervisor Tatro moved that the Board approve S-96/97-3, a tentative subdivision map request from Alexander Bernhard, property owner: Bernhard Family Trust, to develop a 25-lot subdivision on approximately 25 acres of land zoned Single Family 21,000/Agriculture, located on the east side of Carson River Road, approximately one-half mile south of East Fifth Street, a portion of Assessor's Parcel Number 10-071-23, based on three findings and subject to 20 conditions of approval and based on the Planning Commission's recommendation. Supervisor Plank seconded the motion.

Motion carried 5-0.

Supervisor Tatro moved to introduce Bill 135 on first reading, AN ORDINANCE EFFECTING A CHANGE OF LAND USE DISTRICT ON ASSESSOR'S PARCEL NUMBER 10-071-23 (PORTION) FROM SINGLE FAMILY 21,000 (SF21000) AND AGRICULTURE (A) TO SINGLE FAMILY ONE ACRE (SF1A) ON APPROXIMATELY 14.7 ACRES OF LAND, LOCATED AT THE SOUTH END OF BUZZY'S RANCH ROAD, EAST OF CARSON RIVER ROAD, APPROXIMATELY ONE-HALF MILE SOUTH OF EAST FIFTH STREET, IN CARSON CITY, NEVADA. Supervisor Plank seconded the motion. Motion carried 5-0.

Mayor Masayko commended Mr. Bernhard, his engineer, and staff on the project, which he felt would be a quality project and a win-win for everyone.

Mr. Guzman explained the cooperation and negotiations which had occurred on the project. He, too, commended Mr. Bernhard on his dedication and efforts. Mr. Sullivan indicated that it had been a pleasure to work with Mr. Bernhard on the project.

E. ACTION ON AB-96/97-11 - A REQUEST FROM M. G. STAFFORD TO ABANDON A THREE FOOT WIDE BY 93 FOOT LONG PORTION OF PREVIOUSLY DEDICATED PUBLIC RIGHT-OF-WAY LOCATED ON EAST MUSSER STREET BETWEEN NORTH STEWART STREET AND NORTH VALLEY STREET, AND TO ABANDON AN EIGHT FOOT WIDE BY 85 FOOT LONG PORTION OF THE PUBLIC RIGHT-OF-WAY LOCATED ON NORTH VALLEY STREET BETWEEN EAST MUSSER STREET AND EAST PROCTOR STREET ON PROPERTY ZONED GENERAL OFFICE (GO) ADJACENT TO APN 4-192-03 (PLANNING COMMISSION APPROVED 7-0); AND, F. ORDINANCE - FIRST READING - ACTION ON Z-96/97-13 - AN ORDINANCE EFFECTING A CHANGE OF LAND USE DISTRICT ON ASSESSOR'S PARCEL NUMBER 4-192-03 FROM GENERAL OFFICE (GO) TO RETAIL COMMERCIAL (RC) ON AN APPROXIMATELY 7,225 SQUARE FOOT PARCEL OF LAND, LOCATED AT 412 EAST MUSSER STREET, APN 4-192-03, IN CARSON CITY, NEVADA (PLANNING COMMISSION APPROVED 7-0) (1-2929.5) - Applicant's Representative Scott Heaton - Discussion ensued on whether to grant the abandonment due to increased office development in the immediate vicinity. The three foot abandonment on Musser would retain an adequate easement to meet future street needs. The retained portion is the maximum easement required for this purpose. The applicant could then develop a building of a certain size without a second floor. A one story building is easier to meet the ADA requirements and is more compatible with the surrounding uses. Supervisor Bennett reiterated her concern about the increase in office usage in this vicinity and the resulting traffic concern. She encouraged the Board to fund computerized equipment to allow Public Works to analyze and model her concerns. She also encouraged RTC to consider these issues carefully. Mr. Heaton reiterated his reasons for wishing to develop a one story building. Supervisor Plank explained that there would be 58 feet of right-of-way left after the eight foot abandonment on North Valley. The standard width is 50 feet. The three foot abandonment on Musser would retain a 63 foot easement. The standard for high volume areas is 60 feet. Supervisor Smith moved that the Board of Supervisors approve AB-96/97-11, a request from M.G. Stafford to abandon a three foot wide by 93 foot long portion of previously dedicated public right-of-way located on East Musser Street between North Stewart Street and North Valley Street, and to abandon an eight foot wide by 85 foot long portion of the public right-of-way located on North Valley Street between East Musser Street and East Proctor Street on property zoned General Office, adjacent to Assessor's Parcel Number 4-192-03, based on two findings and subject to the four conditions of approval as contained within. Supervisor Tatro seconded the motion. Mayor Masayko indicated the property was dedicated originally when subdivided. The motion was voted and carried 5-0.

Supervisor Tatro moved that the Board introduce on first reading Bill No. 136, AN ORDINANCE EFFECTING A CHANGE OF LAND USE DISTRICT ON ASSESSOR'S PARCEL NUMBER 4-192-03 FROM GENERAL OFFICE (GO) TO RETAIL COMMERCIAL (RC) ON AN APPROXIMATELY 7,225 SQUARE FOOT PARCEL OF LAND, LOCATED AT 412 EAST MUSSER STREET, IN CARSON CITY, NEVADA. Supervisor Smith seconded the motion. Motion carried 5-0.

BREAK: A two minute recess was declared at 11:28 a.m. The entire Board was present when Mayor Masayko reconvened the session at 11:30 a.m., constituting a quorum.

15. STATE OF NEVADA DEPARTMENT OF TRANSPORTATION - ACTION ON APPROVAL OF THE NEVADA DEPARTMENT OF TRANSPORTATION'S PROPOSED PROJECTS FOR FISCAL YEARS 1998-2000, AND LONG RANGE LIST OF PROJECTS FOR CARSON CITY (1-3305.5) - Supervisor Tatro explained his employment at NDOT and indicated it would not pose a conflict of interest for him. NDOT Deputy Director Jeff Fontaine reviewed the purpose of the meeting, the impact of the flood and the ability to complete the repairs with Federal funding, legislative changes which are under consideration and future Federal funding concerns, the Department's safety concerns for its employees, the proposed change in bond terms, a proposal to have a toll bridge across the Colorado River, the proposed juvenile DUI legislation, street signage and safety concerns, and the list of projects. Supervisor Bennett suggested the Mayor write a letter supporting the proposal to increase the bonding period. Supervisor Smith commended him and his staff on the amount of attention which had been dedicated to Carson City roads, their maintenance programs, and the cooperation between his crew and City crews. Mr. Berkich also commended him on the Department's cooperation with City staff. Discussion noted the northern section of the proposed freeway is included on the project list and that the southern portion is included in the long-range plan. Mayor Masayko thanked him and his staff for the report and for working with City staff. He also commended City staff for working with NDOT.

BREAK: A recess was called at 12:15 p.m. The meeting was reconvened at 12:25 p.m. at the former Jail Park, site of the proposed Public Safety Complex, corner of Harbin Avenue and Second Street, adjacent to the Carson City Sheriff's Office which is located at 901 East Musser Street, Carson City, Nevada. The entire Board was present, constituting a quorum. Also present were Capital Project Advisory Committee Members Chairperson Gary Sheerin, Vice Chairperson Jenny Lopiccolo, and Members Richard Baker, Craig Mullet, Edward Moran, and Ron Swirczek, constituting a quorum although Member Kevin Honkomp was absent. Staff members included City Manager Berkich, District Court Judges Griffin and Fondi, District Attorney Waters, Sheriff Banister, Treasurer Kramer, Community Development Director Sullivan, Finance Director Walker, Information Services Director Naylor, Parks and Recreation Director Kastens, Project Coordinator Aldean, Public Works/Utilities Director Timian-Palmer, Purchasing Director Iratcabal, Undersheriff Dehl, Deputy Utilities Director Ahrens, Deputy District Attorney Forsberg, Building Superintendent Nair, Administrative Assistant Hernandez, and Recording Secretary McLaughlin. (Numerous other staff members were also present, however, due to the lack of time, a complete list was not made.) Mayor Masayko reconvened the session at 12:25 p.m.

GROUND BREAKING CEREMONY FOR THE PUBLIC SAFETY/JAIL COMPLEX AND COURTHOUSE FACILITY (Cassette Tape 1-001 Side A) - Mayor Masayko reconvened the session by welcoming all to the ceremony. He noted the financial plan which had provided the wherewithal to finance the facility and commended the participants on their dedication toward this goal. The facility will be built without increasing the ad valorem rate. He introduced Former Mayor Marv Teixeira and commended him on his involvement and commitment toward the project.

Former Mayor Teixeira elaborated on the funding mechanism, Board and City staff's dedication toward this project, and the CPAC Members' efforts to develop a building of which the City could be proud. He commended the Committee for its dedication and urged the Board to recognize its commitment with a bronze plaque on the cornerstone which could be easily read by the public.

Mayor Masayko explained Former Supervisor Janice Ayres' absence and acknowledged her efforts on the project. Supervisor Bennett commended Former Mayor Teixeira on his role and the CPAC Committee on their efforts and resolve to complete the project. Mayor Masayko noted the CPAC Members intent to remain with the project until completed. He, also, felt that appropriate funding could be found for a plaque which would be adequate to recognize the Committee's contribution. He then thanked the Committee and introduced Chairperson Sheerin.

(1-082-A) Chairperson Sheerin explained how the SCRRT tax revision had been brought forward by Las

Vegas/Clark County. This had provided the funding stream for the facility. He commended the Board on its foresight to allocate these funds for the building. The roles played by the economy and staff were also acknowledged. He introduced the CPAC Members and explained their roles in the process. He hoped that the final product would be one which the entire community would be proud of, which had been the Committee's intent. He thanked the architect for his efforts.

Mayor Masayko reiterated his comments commending the Committee for its hard-work and dedication. He then explained the unsuccessful efforts undertaken to obtain a voter approved bond for the facility and introduced Judges Griffin and Fondi.

Judge Griffin elaborated on the unsuccessful bond effort. The park is currently used as a "T-Ball field". He regretted its loss for future baseball players, however, felt it was necessary due to the need for the facility. He thanked the Committee for its efforts, dedication, and range of issues its had considered. He then noted the roles Former Sheriff McGrath and former Mayor Teixeira as well as the active roles Sheriff Banister, City staff, and others had undertaken to accomplish the project. He felt that everyone realized the need and that the dream would become a reality.

Judge Fondi expressed his gratitude at being able to participate in an auspicious moment and indicated the Park had been a "touch" football field before it had been a "T-Ball field". He briefly described the search at the Courthouse for a courtroom 18 years ago and current need for additional space for City staff. He is still using the "temporary" courtroom which is inadequate and antiquated. He, too, remarked on the unsuccessful bond effort. He then explained that Former Mayor Teixeira was running for office at that time and could not support the issue. He had, however, committed to working on funding alternatives. This had occurred when the SCRRT allocation process was revised. He commended Former Mayor Teixeira on his commitment and efforts. He then commended the Committee for its tenacity and efforts. He looked forward to dedicating the building and occupying it in 18 months.

(1-201-A) Mayor Masayko explained Justices of the Peace Willis and Tatro's absences and their roles in the process.

Deputy District Attorney Waters commended the current and former Board of Supervisors as well as the CPAC Committee and Finance Director Walker on their leadership and dedication to the project. He pointed out the need for an attainable and usable Courthouse and jail facility.

Mayor Masayko expressed his feeling that Ms. Walker's name should be placed on the plaque. He then introduced Sheriff Banister.

(1-236-A) Sheriff Banister expressed his feeling that his Department was not as reluctant as others to see the park use changed. He commended the Committee on the product. He described the roles Lt. Dimit and Undersheriff Dehl had taken in developing the jail plans and emphasized that it would not be a Taj Mahal for the inmates. It is a facility which will meet the need. He invited the public to tour the current office building and to participate in the luncheon.

Mayor Masayko then thanked City Manager Berkich and Project Coordinator Aldean for the luncheon and invited the public to participate. He recognized and welcomed Senator Reid's Rural Representative Karen Denio, the neighborhood representatives, explaining their role in the concept, and representatives from Roche Constructors and DMJM. The ground breaking ceremony was then conducted with the CPAC Members, the current Board of Supervisors, and Former Mayor Teixeira turning the first shovel of dirt. The other dignitaries also turned a shovel of dirt while photographs were taken. The meeting was then recessed at 12:50 p.m. for lunch at the Sheriff's Office.

BREAK: A lunch recess was taken between 12:50 p.m. and 1:35 p.m. A quorum of the Board was present when Mayor Masayko reconvened the session at the Community Center Sierra Room, 851 East William Street, Carson

City, Nevada. A quorum of the Board was present although Supervisor Tatro was absent.

16. PERSONNEL MANAGER - Judie Fisher - ACTION TO APPOINT A MEMBER TO THE PARKS AND RECREATION COMMISSION (2-0274.5) - Ms. Fisher indicated Mr. Krajewski had withdrawn. The Board interviewed William Labadie; Kathy Chandler-Hall; Glen Martel; Grant Gardner; Matthew Davis; John Simms, III; David Wyble; Isabel Young; and Claire Clift. Mayor Masayko thanked each for applying. The Board then used the round-robin process to indicate support for his/her top candidate and reasons for this selection. Comments stressed the difficulty in making one selection from the candidates due to the quality and caliber of the applicants. Supervisor Plank encouraged the unselected candidates to reapply in three or four months when several terms expire. This selection process established two candidates as the front runners. Mayor Masayko committed to finding a role for Ms. Young. Supervisor Bennett encouraged Ms. Clift to apply for upcoming vacancies on the Carson River Advisory Committee. (Supervisor Tatro arrived during the selection process--2:30 p.m. A quorum was present as previously indicated.) The second round selected Mr. Simms. Mayor Masayko again commended all of the applicants for applying. Discussion indicated the applications would be retained by Personnel and reactivated as other openings occur. Supervisor Plank then moved to appoint John Simms to fill the current vacancy on the Parks and Recreation Commission. Supervisor Smith seconded the motion. Supervisor Tatro expressed his intent to abstain. The motion was voted and carried 4-0-1 with Supervisor Tatro abstaining.

17. PUBLIC WORKS/UTILITIES DIRECTOR - Deputy Public Works Director Tim Homann and Public Works/Utilities Director Dorothy Timian-Palmer

A. STATUS REPORT ON CARSON CITY TRANSIT PROGRAM (2-1305.5) - Mr. Homann's introduction included the addition of Nevada Department of Welfare, grant funding, and the status of the consolidation of programs efforts. Mr. Berkich further elaborated on the consolidation efforts. Both felt this effort may be consummated in November/December. Supervisor Plank emphasized the need for the City to take the lead on the consolidation efforts in order to obtain the other providers' support for the program. Comments indicated the ridership continues to grow by leaps and bounds on a monthly basis. Federal funding problems were described as the reasons the Welfare program would not be added until October. Mr. Homann also explained the projected ridership impact the Welfare program would have. Paratransit has been meeting with OARC on a regular basis and hopes to be able to meet the increased service demand. Mr. Berkich supported his comments and elaborated on the need to include an RFP process in the formula when the 1998 program is considered. The RFP will be created based on the proposed type of service and availability of providers. At this time he felt that the City would be the base provider for the service which would be provided by other public agencies. Mayor Masayko expressed his willingness to allow another entity or private firm to provide/participate in the service. Mr. Berkich agreed that all aspects of the program would be carefully analyzed before a commitment is made. His comments indicated the need for public transit, specifically, as welfare reform is implemented. He questioned whether the City would be able to provide the funding for this level of service and the amount which the State/Federal agencies would cover. He indicated the City is working closely with the other providers and State agencies.

Senior Citizens Center Governing Board Representative Bob Kennedy expressed his feeling that the Center is the primary agency for additional vehicles and funding. The Center does not wish to be in the transportation business, however, would not abandon the program until assurances can be granted that the current service level will be maintained. It may be possible to determine if the transfer could be accomplished within 90 days. Mayor Masayko responded by explaining his feeling that the 1998 time restraint should be allowed to stand although he, too, felt that it could be accomplished sooner. He agreed that, if possible, the earlier date will be accomplished. Mr. Kennedy also pointed out that the Center is currently providing over 2,000 rides a month for senior citizens. He was unsure whether the City's figures included this amount. He was also unsure whether the City would reach the 10,000 goal as quickly as desired and encouraged the Board to "reach for the moon" which would benefit the entire community, not just the seniors. Mayor Masayko thanked him for his comments and explained his concern and desire to avoid any deterioration in services.

Supervisor Bennett questioned whether the fleet would be able to handle the 10,000 ridership, whether the demand

is too high, the alternatives to leasing additional vehicles, and the status of the taxicab participation. Supervisor Plank indicated that there is a current fleet of 15 vehicles of which ten could provide the current level of service. The remaining five would be kept in reserve and placed in service when one breaks down.

Mr. Homann indicated that Paratransit should respond to the questions as it had actively recruited the Welfare program. He felt that Paratransit could provide the service. The 10,000 ridership did not include the service currently provided by the Senior Center. He then explained that the proposed program matched the funding allocated by the Board. Consolidation could occur sooner if funding is found to allow it. Both Mr. Homann and Mayor Masayko indicated that the following item should be introduced and Paratransit allowed to respond to the questions.

B. ACTION ON CONTRACT NO. 9697-019 - TRANSIT MANAGEMENT SERVICES, AMENDMENT NO. 2 (2-1734.5) - Paratransit Consultant Tim Bailey introduced Paratransit Services Board of Directors Chairperson Gene Lobie, President William Mahan, and CCCT General Manager Stacie Denecke. Ms. Denecke reviewed the current ridership service and figures. The eligibility criteria needed to be expanded to allow additional ridership. The potential increase in ridership and funding potentials were described including the welfare program. This program will double the current ridership. Mr. Bailey encouraged the City to implement his policies and procedures manual. Participation by all of the providers and a coordinated program could meet the increased ridership demand. Economy in ride sharing was noted. Efforts are continuing to work on getting Capital Cab to join the program. The need for public transit was clearly indicated. Goals included implementation of outreach programs with other State and Federal agencies and funding sources. (Supervisor Bennett left the meeting at 3:25 p.m. A quorum was still present.)

Supervisor Smith questioned the role which the Johnson survey had in the program. Mr. Homann explained the reasons the Johnsons' had been retained to perform the study. The Johnsons had provided an independent voice in the process due to the loss of confidence in the Paratransit program. (Supervisor Tatro stepped from the room at 3:31 p.m. and returned at 3:33 p.m. A quorum was present the entire time although Supervisor Bennett was no longer in attendance.) It may be possible for both the Johnsons and Paratransit to wind up bidding on the same contract. The Johnsons' survey could be used by Paratransit in its marketing as it is public information.

Mr. Bailey indicated that he had reviewed the survey and did not agree with all of its points, specifically, related to the technicalities. It had supported Paratransit's position that consolidation should occur. He then introduced Mr. Mahan. Mr. Mahan in turn introduced Mr. Lobie.

(2-2058.5) Mr. Lobie thanked the Board for the opportunity to make a presentation and the current contract. He expressed a desire to work with the committee and for the City. He encouraged the City to take a lead role. Mr. Mahan explained his firm's participation in other coordinated transit services, the issues which must be addressed before coordination can occur, and his dedication toward attempting to establish a coordinated effort in Carson City as quickly as possible. Commitments had been made at a meeting earlier in the day with OARC which will be submitted in writing to the Board soon. He committed to working with City staff to finalize the coordination as soon as possible. He felt certain that the proposed program was doable and would utilize the current vehicles in an economical manner. Comments indicated that if there are five individuals in a vehicle it would be possible to go from Walmart to K-mart at the current rate of \$4 a person. One person could not pay for the ride at the \$4 rate. Shared rides are more economically feasible and encouraged. Mr. Bailey reviewed the ridership figures for 95-96, 96-97, and projected 97-98. This clearly indicated the need for shared rides. OARC has indicated a willingness to provide shared rides. Mr. Mahan indicated a willingness to sign the contract if the Board acts to approve it.

Ms. Denecke indicated that Paratransit currently works with F.I.S.H. and OARC. Efforts are continuing to work toward a coordinated service among all agencies. This provides for more economical use of the vehicles. Mayor Masayko responded by pointing out constraints inhibiting coordination efforts. He also pointed out the growing public demand for affordable public transportation for other groups.

Discussion ensued on the project cost and funding source which indicated any unappropriated funds would be used for the subsidy. Supervisor Smith then explained his reluctance to extend the contract last year and the change in professionalism at the local office. He also pointed out that if a ballot question is to be realistically considered for the 1998 election it must be discussed soon and if the next service level is to become a reality, funding must be found. The areas indicated are appropriate. He commended Paratransit on its professionalism and method of handling the previous situation. Supervisor Smith then moved that the Board of Supervisors accept the Purchasing Department's recommendation on Contract No. 9596-019 and authorize the Mayor to sign the Amendment with Paratransit Services for a not to exceed cost of \$78,792; funding source is \$30,000 from the Transit Match, \$20,000 from the Transit Program, and \$50,000 from Federal Section 18 grant. Supervisor Tatro seconded the motion. Motion carried 4-0.

BREAK: A 11 minute recess was declared at 3:44 p.m. A quorum of the Board was present at 3:55 p.m. when Mayor Masayko reconvened the session. (Supervisor Bennett was absent as indicated.)

C. ACTION ON APPROVAL OF A CITY-WIDE SEWER CONNECTION GRANT PROGRAM FOR LOW INCOME PROPERTY OWNERS (2-2325.5) - Deputy Utilities Director Ahrens indicated the program would only be offered to owner occupied homes. Utilities Director Timian-Palmer indicated that the staff is aware of whom the low income property owners are and would contact them about the program. There is a total of \$50,000 available for this program. The program will be offered City-wide and be on-going until the Board rescinds its action. Supervisor Tatro moved to approve the Carson City Utilities Department Sewer Connection Grant Program for Low Income Property Owners, fiscal impact is \$25,000 per year ongoing, funding source is account 520 Wellhead Protection, and the program is as outlined in the staff report. Supervisor Plank seconded the motion. Motion carried 4-0.

D. ACTION TO DIRECT STAFF TO PROCEED WITH PRELIMINARY ACTIVITIES INCLUDING ENGINEERING ANALYSIS AND CONDUCTING HOMEOWNERS MEETINGS FOR THE CONSTRUCTION OF THE COMBS CANYON DETENTION FACILITY (2-2482.5) - Benefits of the program were noted. Mayor Masayko pointed out the risks involved with the sediment ponds and increased maintenance costs created as a result. Ms. Timian-Palmer pointed out that the money saved from road construction should be used for maintenance. She agreed that the City needed to commit to a maintenance program. Supervisor Tatro moved to direct staff to proceed with preliminary activities including engineering analysis and conducting homeowners meetings for the construction of the Combs Canyon Detention facility. Supervisor Plank seconded the motion. Motion carried 4-0.

E. ORDINANCE - FIRST READING - ACTION ON AN ORDINANCE APPROVING A SEWERLINE REIMBURSEMENT AGREEMENT BETWEEN CARSON CITY AND GRANITE CONSTRUCTION COMPANY, REGARDING ASSESSOR'S PARCEL NUMBERS 8-521-68, 8-521-32, AND 8-521-33, LOCATED AT 5855, 5852 AND 5835 SHEEP DRIVE, CARSON CITY, NEVADA, FOR SEWER MAIN CONSTRUCTION (2-2612.5) - Deputy Utilities Director Ahrens - Supervisor Plank moved to introduce Bill 137 on first reading, AN ORDINANCE APPROVING A SEWERLINE REIMBURSEMENT AGREEMENT BETWEEN CARSON CITY AND GRANITE CONSTRUCTION COMPANY, REGARDING ASSESSOR'S PARCEL NUMBERS 8-521-68, 8-521-32, AND 8-521-33, LOCATED AT 5855, 5852 AND 5835 SHEEP DRIVE, CARSON CITY, NEVADA, FOR SEWER MAIN CONSTRUCTION, fiscal impact none except for a 15 percent administrative fee to the City General Fund upon any reimbursement by the applicant, funding source is not applicable. Supervisor Tatro seconded the motion. Motion carried 4-0.

F. ORDINANCES - SECOND READING (2-2706.5)

i. ACTION ON BILL NO. 132 - AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND F.H.F. NEVADA CORP. RELATED TO THE DEVELOPMENT OF ASSESSOR'S PARCEL NO. 01-159-01 LOCATED AT 1510 N. CARSON STREET IN CARSON CITY, NEVADA (2-2710.5) - Supervisor Tatro moved that the Board adopt Ordinance No. 1997-

35, Bill No. 132 on second reading, AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND F.H.F. NEVADA CORP. RELATED TO THE DEVELOPMENT OF ASSESSOR'S PARCEL NO. 01-159-01 LOCATED AT 1510 N. CARSON STREET IN CARSON CITY, NEVADA, fiscal impact is not to exceed \$7,500, funding source is the Street Division Budget. Supervisor Plank seconded the motion. Motion carried 4-0.

ii. **ACTION ON BILL NO. 133 - AN ORDINANCE AMENDING SECTIONS 12.01.090 (PROTESTS TO RATES AND CHARGES AND METER TESTS), 12.01.240 (SERVICE CONNECTIONS AND CUSTOMER'S FACILITIES), 12.03.060 (PROTESTS TO RATES AND CHARGES), 12.03.080 (PERMIT REQUIRED FOR CONNECTION AND CONSTRUCTION), 12.04.050 (PAYING CLAIMS), 12.04.060 (APPEALS), AND OTHER MATTERS PROPERLY RELATED THERETO (2-2750.5)** - Supervisor Tatro moved that the Board adopt Ordinance 1997-36, Bill No. 133 on second reading, AN ORDINANCE AMENDING SECTIONS 12.01.090 (PROTESTS TO RATES AND CHARGES AND METER TESTS), 12.01.240 (SERVICE CONNECTIONS AND CUSTOMER'S FACILITIES), 12.03.060 (PROTESTS TO RATES AND CHARGES), 12.03.080 (PERMIT REQUIRED FOR CONNECTION AND CONSTRUCTION), 12.04.050 (PAYING CLAIMS), 12.04.060 (APPEALS), AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Plank seconded the motion. Motion carried 4-0.

18. INTERNAL AUDITOR - Gary Kulikowski - ACTION ON APPROVAL OF THE 1997-98 INTERNAL AUDIT PLAN (2-2788.5) - Copies of the plan were distributed to the Board and Clerk. Discussion indicated the plan is a dynamic document which will be changed over time. The spread sheet delineating the time allocated to each item was briefly reviewed. Mayor Masayko recommended the Board continue the item to the next meeting to allow time to review the entire packet. Mr. Kulikowski agreed to provide the Board with a copy of his prioritized project list. Discussion indicated the format was acceptable. The time line spread sheet, the priorities listing, and the audit plan will be reagentized for the next meeting. Supervisor Plank suggested a small amount of background information be included with each project. Mayor Masayko requested the listing including the items which had been reviewed six month ago, the ones under current review, and proposed reviews for the next six months. The Board could then add to or modify the listing. No formal action was taken on the item.

19. CITY MANAGER - John Berkich

A. ACTION TO APPROVE THE EXECUTION OF A QUIT CLAIM DEED TO DEL WEBB CONSERVATION HOLDING CORPORATION FOR APPROXIMATELY 40 ACRES OF PROPERTY IN KINGS CANYON (FORMERLY OWNED BY THE BORDA FAMILY) FOR THE PURPOSE OF REMOVING A CLOUD ON THE TITLE FROM A 1895 CONVEYANCE OF THE PROPERTY (2-3075.5) - Supervisor Tatro moved to approve and authorize the Mayor to sign a Quit Claim Deed between Carson City and the Del Webb Conservation Holding Corp., an Arizona Corporation, for approximately 40 acres of property in Kings Canyon, described as the Southwest Quarter of the Northeast Quarter of Section 23, Township 15, Range 19 East, for the purpose of removing a cloud on the title from a 1895 conveyance of the property. Supervisor Plank seconded the motion. Motion carried 4-0.

B. ACTION TO APPROVE AN ADDENDUM TO 1995 IDENTIFICATION AGREEMENT WITH BORDA BROTHERS TO LIMIT DUTY OF THE UNITED STATES TO PAY ATTORNEY'S FEES ONLY TO THE EXTENT ALLOWED BY LAW AND TO THE EXTENT NECESSARY FUNDS ARE APPROPRIATED FOR SUCH USE (2-3142.5) - Supervisor Tatro moved to approve an addendum to 1995 indemnification agreement with Board Brothers to limit duty of the United States to pay attorneys' fees only to the extent allowed by law and to the extent necessary funds are appropriated for such use; fiscal impact is continuation of potential liability for costs of cleanup, funding source has not been established. Supervisor Plank seconded the motion. Motion carried 4-0.

C. ACTION ON A RESOLUTION DECLARING CARSON CITY'S INTENT TO SELL AN APPROXIMATELY 1.13 ACRE PARCEL OF PROPERTY KNOWN AS 2621 NORTHGATE LANE AT

PUBLIC AUCTION PURSUANT TO NRS 244.283 (2-3199.5) - Mr. Berkich briefly reviewed the terms of the intent to sell including the proposal to lease back a portion of the building. The auction date was established as August 12 at 6 p.m. The Board must meet to conduct the auction at that time. The auction will be in the Sierra Room. The property will be advertised as part of the NDOT items. Supervisor Tatro moved to adopt Resolution No. 1997-R-26, A RESOLUTION DECLARING THE CITY'S INTENT TO SELL PROPERTY KNOWN AS 2621 NORTHGATE LANE AT PUBLIC AUCTION PURSUANT TO NRS 244.282. Supervisor Plank seconded the motion. Motion carried 4-0.

20. BOARD OF SUPERVISORS - NON-ACTION ITEMS - INTERNAL COMMUNICATIONS AND ADMINISTRATIVE MATTERS (2-3307.5) - Supervisor Plank reported on the CATF volunteer awards banquet and presented its plaque recognizing the Board's commitment and support. Discussion indicated the plaque would be hung in the Sierra Room. Supervisor Plank then explained his, City Manager Berkich, and Deputy Public Works Director homann's meeting with the Senior Citizens Center Governing Board on transit. The Board had approved the concept of a consolidated effort. He felt that the Board's financial commitment to the program had persuaded the Governing Board that the Supervisors were serious about the program. The July 21, 1998, was established as the ultimate deadline. A commitment had been made to maintain the current service level as a minimum. He then reported on the Senior Advisory Council meeting, the Western Nevada Development District annual meeting, and the possibility that WNDD could become the City's grant writer at a low cost. Supervisor Smith indicated he had resigned at the WNDD meeting. He then reported on the Regional Transportation Commission meeting, the discussion and decision on the Clearview and Edmonds intersection and on sound walls, commended RTC staff on their report about this intersection, and questioned the decision to move Purchasing to the Corporate Yard. Mr. Berkich explained the reasons for the decision to locate it at the Corporate Yard rather than as a part of the City Hall. He also indicated the remodel of the proposed site had been curtailed pending the ultimate decision on joint venturing the service. Mayor Masayko requested a status report on the joint venture concept among Carson-Tahoe Hospital, School District, WNCC, and the City. (3-0013.5) Mr. Berkich indicated the concept had slowed down. The Hospital has acquired an option on the former Mallory building. The feasibility study should be completed prior to the expiration of the option. Supervisor Tatro explained Convention and Visitors Bureau Board Member Steve Bilyeu's resignation effective June 30. Discussion indicated the applications will be considered by the Bureau at its next Board meeting. Supervisor Tatro suggested the City recognize his service. Mr. Berkich explained the status of the Golf Course non-profit corporation. The IRS and BLM approvals are pending. Mr. Forsberg reported on the delay in resolving the employees lawsuit on this transfer. Efforts are being made to expedite the process as much as possible. He planned to submit additional legal requests in an effort to shorten the timeframe and resolve the issue as the process does not include specified timeframes and the employees' attorney has not moved forward with the suit. He felt that a date would be established for a hearing within the next two weeks. It will take at least six weeks to complete the process. His office is ready to finalize the pleadings. Supervisor Smith noted the advertisements for golf employees and expressed his feeling that this may motivate the employees lawsuit. Mr. Forsberg indicated that had the employees sought aggressive action several things could have been prevented. Mayor Masayko explained in more detail the offer for WNDD to become the City's grant writer. Benefits of the proposal were also noted. He then reported on the NACO Board meeting and offered to keep the other Board members advised when the meetings are. He urged the other Supervisors to attend if possible. The State Transportation Technical Committee meeting, its examination of its role in the process and the allocation of ISTEPA funds were noted. He also suggested reconsideration of the Bowers Lane closure. Mr. Berkich indicated this item is scheduled for the first meeting in August. Mayor Masayko thanked Supervisor Smith for the report on Clearview and Edmonds. He had received several calls about this intersection.

There being no other matters for consideration, Supervisor Tatro moved to adjourn. Mayor Masayko seconded the motion. Motion carried unanimously. Mayor Masayko adjourned the meeting at 4:55 p.m.

The Minutes of the June 19, 1997, Carson City Board of Supervisors meeting

ARE SO APPROVED ON _____ October 2____,

CARSON CITY BOARD OF SUPERVISORS
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1997.

_____/s/_____

Ray Masayko, Mayor

ATTEST:

_____/s/_____

Alan Glover, Clerk-Recorder