

being used by more of the public. He offered to provide limited food and beverage at the golf course in the interim as the exclusive purveyor. He could prepare this food at the Cracker Box. He was willing to install beverage dispensers for the day-to-day use. A more extensive menu could be provided for tournaments if 72-hour notice is provided. This would give him catering rights for such functions. Advantages of this plan were described. Due the expenditures he had already undertaken in preparation of opening the facility, he was not willing to incur an additional expense without a written agreement and an exclusive right to supply the food and beverage. He then explained that he needed a 60 day window to obtain the beverage carts. Without the agreement, he could not proceed. Mr. Berkich indicated that there would be a report as indicated on the agenda. Staff had received a copy of the letter. The City intends to pursue the contract.

Additional citizen comments were solicited but none given.

1. ACTION ON APPROVAL OF MINUTES - December 5 and 19, 1996 (1-0195.5) - Supervisor Tatro moved to approve. Supervisor Smith seconded the motion. Motion carried 5-0. Discussion ensued on the microphones and what is being recorded, specifically, if seconds and the vote are being picked up without turning on the microphones.

LIQUOR AND ENTERTAINMENT BOARD (1-0245.5) - Mayor Masayko recessed the Board of Supervisors session and immediately reconvened the session as the Liquor and Entertainment Board. The entire Board was present including Sheriff Banister, constituting a quorum.

2. TREASURER - Al Kramer

A. ACTION ON A FULL BAR LIQUOR LICENSE FOR DEER RUN CORPORATION, DOING BUSINESS AS DEER RUN BAR AND GRILL, CLIFFORD F. JONES, TREASURER AND LIQUOR LICENSE MANAGER - Clifford Jones indicated he had been in the business for 30 years and was familiar with the liquor laws. Member Banister explained the reason the Sheriff's Investigative Report did not include a recommendation. He recommended granting a six month conditional license with a review at the end of that period. If there are no calls, then he would be willing to consider granting a regular license. Member Smith explained his desire to work with the applicant(s), however, he was concerned about the problems indicated in the investigation. Mr. Jones acknowledged the DUI. He indicated it would not happen again. He does not drink on the job. He would not allow anyone to become drunk at the establishment. He had worked for the same company for 25 years and in the field for 36 years. Member Smith supported Member Banister's recommendation for a conditional license. The Board considers the issuance of a Liquor License very, very seriously. The license is considered a privilege and not a right in Carson City. Mr. Jones indicated he would treat it in this manner. Mr. Lipparelli indicated that the Board could grant a conditional license and had done so in the past. Member Smith moved that the Liquor and Entertainment Board approve a conditional Liquor License for the Deer Run Corporation, doing business as the Deer Run Bar and Grill, with Clifford Jones acting as the Treasurer and the Liquor License Manager, fiscal impact is \$200 per quarter, \$1,000 original new fee, and \$500 investigative fee with a review of this license to be done approximately six months from today or the Liquor and Entertainment Board meeting which falls most closely to that date. Supervisor Bennett seconded the motion. Motion carried 6-0.

B. ACTION ON A FULL BAR LIQUOR LICENSE FOR P'SGHETTI'S, INC., JOHN HIGGINS, LIQUOR LICENSE MANAGER (1-0395.5) - Discussion noted the Sheriff's investigation had not been completed. A request had been made to have an interim license, however, the Code clearly indicates that the investigation will be completed prior to consideration by the Board. The Board could, however, grant the license but this may establish a precedence which could be challenged in the future. Mr. Higgins explained his reasons for requesting the process be expedited. He was willing to accept a delay to the next meeting and indicated that he would contact his references to help expedite the process. He would ask his partner to do the same. Discussion ensued on whether to have a motion to continue the item or have the Chairperson rule a continuance. Member Bennett moved that the Liquor and Entertainment Board postpone action on the Liquor License applicant for P'Sghetti's, Inc., John Higgins, Liquor License Manager, until the first meeting in March. Member Plank seconded

the motion. Motion carried 6-0.

C. ACTION ON A FULL BAR LIQUOR LICENSE FOR THE CITY OF CARSON CITY (EAGLE VALLEY GOLF COURSE), PATRICIA M. MILLIGAN, LIQUOR LICENSE MANAGER AND CARSON CITY EMPLOYEE (1-0525.5) - Mr. Berkich indicated that the City had never previously held a Liquor License to his knowledge. The routine licensing procedures had been followed. Reasons for her selection as the Liquor License Manager were noted. Member Banister indicated that the Sheriff's investigation had not been completed on Ms. Milligan. It should not be as lengthy a process as she is known in the community, which is the difference between her application and Mr. Higgins. Mr. Massad's investigation would be another exception to the normal investigation process. Mr. Massad has had a license in the past. Discussion indicated that if Mr. Massad is proposing to takeover the operation on April 15th, the license should be temporary. Mr. Berkich explained the comments and pressure which he had been receiving to have the service at the golf course. Food service had been restored at the facility last Saturday. Liquor is not being served as the City does not have a license. In order to accommodate the golfers and in an attempt to expedite the process, it was decided to retain Ms. Milligan's services and to obtain a license in her name. He pointed out that if the negotiations are not consummated with Mr. Massad, it may be necessary for Ms. Milligan to continue serving food and beverages for a longer period. He also indicated that the golf course would pay for the license. Ms. Milligan does not have a personal interest in the operation and would not gain anything financially from the license. She is a City employee. The assumption is that, if the negotiations are successful and Mr. Massad can commence operations on April 15, Ms. Milligan would continue to work with Mr. Massad. All of these details have not been worked out, however, the City would not need the license beyond that date. Mr. Berkich repeatedly referenced his February 11 memo to the Board on this subject. (A copy is included under Status Report to the Board, Item 12, later on in the agenda.) He felt that Mr. Massad had indicated that he was willing and able to begin operations but could not until the facility problem is resolved. The service is needed now. Member Bennett wanted the golf course to go forward but only a few minutes ago had been advised about an alternative. She felt that the proposal was putting Mr. Massad in a bad position as well as costing the golf course \$1700 for eight weeks of service. The Golf Course Committee had been briefed on the status of the operation. The Committee had not opposed the proposal. Mr. Massad's alternative had been discussed by staff and rejected as it was not the normal service level. The decision was then made to have on-site food preparation and service as had been offered in the past. The City is at this time providing a full service restaurant and, if the Liquor License is approved, bar.

Member Smith agreed that the cost was \$1700 for eight weeks at a maximum. Mr. Berkich was attempting to provide a full service food and beverage operation as the Board had directed when Mr. Massad's bid was accepted. He agreed that the April 15 to May 1 problem with the building may not be adequate. The problem had been there for a long time without any successful resolution. It could be that Ms. Milligan's operation will be there for a longer period. He had not been aware of Mr. Massad's alternative offer for a limited service. The golf course clientele do not want to be held hostage by the building problem. They want to go out there, play golf, eat a sandwich, etc. The desire is to have as "seamless" and transparent a transition as possible. He was willing to support the proposal. Without the service, which the golfers want, it will cost the City even more than the \$1700 licensing fee. Mr. Massad's offer is a generous one. Mr. Berkich explained the efforts underway to find and solve the problem. Reasons for the proposal were reiterated.

Member Plank felt that Ms. Milligan should be separated from the issue. The City, via the golf course enterprise account, was paying for the license. She would be a City employee. The license could be in effect for months and months. He had visited the course to understand the problem. The proposed resolution is only a guess at this time. It may not work. If it does, Mr. Massad could be in by April 15. If it does not, it may be longer. He felt that Mr. Massad had made it very clear that he did not have an interest in dealing with the club house until the odor was solved. The responsible course of action was to approve the license as requested. Mayor Masayko agreed.

Mr. Berkich indicated for Member Tatro that the details involving Ms. Milligan's remaining at the course after Mr. Massad takes over would have to be worked out. This would provide a smooth transition, however, the first concern is to maintain service for the public. Discussion indicated that once Mr. Massad comes in, the City will be

"gone", out-of-there. There will not be a partnership. There will be a contract for the entire food and beverage operation. Member Tatro felt that, although Mr. Massad had been told about the proposal, he may not have fully understood it. The Board had made the decision, although he had voted in the minority on that motion, to give the contract to Mr. Massad. He urged the City to work in partnership with Mr. Massad to resolve the issues in view of that commitment. At the same time the City also needed to be sure that the appropriate level of service is provided at the golf course. But this should be in a cooperative fashion.

Mayor Masayko felt that the Board was willing to consider an interim service level if Mr. Massad wished to submit one. In the meantime, there is no contract but a demand for service. He did not feel that Mr. Massad had been cut out of the process.

Mr. Berkich explained the meeting held in his office on February 10 with Mr. Massad. Staff present were: Mr. Iratcabal, Mr. Lipparelli, and himself. Mr. Massad had been clear about the fact that he would not takeover the operation until the building problem is resolved. At that time Mr. Berkich told him that the City would develop an alternative on its own. Mr. Massad left the meeting. The staff continued its discussion. Mr. Massad returned and submitted a packaged format. Mr. Berkich thanked him for it. Ms. Milligan was contacted and the decision was made to bring her on. At the conclusion of the discussion with Ms. Milligan, Mr. Berkich telephoned Mr. Massad. Only Mr. Iratcabal was present during the conversation as Mr. Lipparelli had a previous commitment. Mr. Berkich told Mr. Massad that a decision had been made and that the City would go forward with the contract. The City also wanted to work with him on future bookings of tournaments with his menu and prices. This would provide a seamless transition. A memo was then submitted to the Board, which was dated February 11. (A copy of this memo is attached to the Status Report on Eagle Valley Golf Courses which is under Item 12.) He may have failed to advise the Board about the packaged alternative, however, the decision was made to restore the service to the highest level possible.

(1-0932.5) Charlie Abowd questioned who would be paying for the liquor liability insurance policy and its cost. He did not feel that the clientele generated a lot of money. He understood the profit and loss aspects of the food and beverage service. He questioned who would be responsible for any loss, the cost of sales, the labor whether on a short-term basis or a long-term basis, had the public been given an opportunity to comment on what could be a losing proposition? It had been a losing operation in the past which is the reason ARA left and why the City was trying to develop a different agreement. What would happen if at some future time a different Board and City Manager decide to have a food and beverage operation at another City function or facility. This would make it competition with the private sector. This is a bad precedence for the City to enter. He did not feel that the non-profit corporation would be happy about any operation which loses money.

Mr. Berkich reiterated his comments to Mr. Massad about the proposed City operation. He had told him, "Jerry, I don't want to do this. The City does not want to be in the food and beverage business. Please tell me that you will go forward on the contract so we don't have to do this." Mr. Massad indicated, "He had no desire to go forward at that point." Mr. Berkich had responded, "Jerry, you leave me no alternative. I need to restore service to the golf course." He reiterated that he/the City had no desire to be in the business. On the license, the City's insurance would provide the liability insurance. The business receipts had been totalled. There had been 347 clients on Saturday totalling \$500+, 341 on Sunday totalling \$500+, 196 on Monday totalling \$300+, and 173 on Tuesday totalling \$136. He felt certain that the operation would lose money in the wintertime. Money is made at the course between May and September. The loss will be charged to the golf course. The staff is working on the contract as instructed by the Board. This contract will be transferred from the Board to the non-profit corporation who will assume its management and the future terms and conditions of the contract.

Chairperson Masayko indicated that the proposal is a temporary condition which needed to be performed. Carson City is not in the business of competing with private industry in either food or beverage. This is only a short-term temporary arrangement.

Mr. Lipparelli explained that liquor licenses are issued for individual locations. The requested license will be valid only at the golf course. A license would be required for any other City event with the public hearing as is required

for all other licensees.

Member Smith felt that Mr. Abowd's concern about future Board decisions if the operation is successful was valid. Mr. Lipparelli and Chairperson Masayko indicated this would not occur without a public hearing and vote by the Board.

Mr. Massad expressed his concern about the potential requirement for Ms. Milligan to be his employee. He had not been aware of this potential. Chairperson Masayko indicated that this would be part of the negotiations. Mr. Massad felt that Mr. Berkich's main concern during the February 11th meeting had been the loss in golf tournaments due to the lack of a food and beverage concession. Mr. Massad had letters printed with his logo for inclusion in the tournament contracts about the food and beverage operation. If the City keeps the operation, would he be allowed to handle the food operation on the course but the City would maintain the concession in the clubhouse? Would the letters be rescinded? He had thought when his bid had been accepted that he would be taking over the operation on January 1 and that the City would have solved the building problem. The issue today is service for the golfers.

Mr. Berkich indicated that he had not intended to infer that an arrangement had been made between Ms. Milligan and Mr. Massad. This is not his business. This is a decision between them. This does not have any bearing on the matter before the Board. He then read from his memo his comments about the efforts to develop a contract for Board approval and the proposed service plan. Mr. Massad had agreed to develop such a proposal. If the contract is not consummated, the City is prepared to meet the terms of the letter for the tournaments. The City does not wish to have to do this, however, would if necessary. Discussion indicated that the Board had directed staff to develop a contract for full service including the tournaments and this is what the staff is attempting to provide. Mr. Berkich did not feel that the facility could provide service for two operations. The plan is to turn the operation over to Mr. Massad once the facility is acceptable to him. He reiterated that if the contract is not completed, the staff is willing to provide the food and beverages for the tournaments.

Mr. Massad indicated his feeling that this created a huge problem for him. His logo and reputation are on the letter. Chairperson Masayko indicated his intent to send a letter to everyone who had received the letter rescinding Mr. Massad's letter.

Discussion between Member Tatro and Mr. Massad indicated that the City is putting its efforts into resolving the issue so that the agreement with Mr. Massad could be consummated. Mr. Massad reiterated his willingness and ability to have takeover the building on January 1 if it had been in an acceptable standard. He then questioned how long he must wait if the building is not at acceptable standards soon. It takes 60 days to order carts.

Chairperson Masayko suggested a meeting be held between himself, another Board member, and Mr. Berkich to discuss the possibilities. If a compromise cannot be reached, Mr. Massad would remain on hold unless an alternative can be developed. The number one objective would be to get Carson City government out of the food and beverage business at the golf course as soon as possible.

Member Bennett recommended the Liquor License be temporary. She expressed the intent to get out of the business as quickly as possible as she really did not want to do this. It is inappropriate for the City to be in this business. The non-profit corporation and the City should work on fixing the problem. The proposal would only buy time. She did not want the City and non-profit corporation to delay the repair work.

Discussion between Member Tatro and Mr. Lipparelli indicated that temporary licenses are for one or two day affairs. The request is for a permanent license and not for such an affair. The Board could condition the license. He did not feel that the date when the problem will be cured is known. It would be a guess as to that date and creating an expiration date for the license which would match that date would be difficult.

Mr. Massad offered to takeover the bar. Chairperson Masayko reiterated his comments about having a meeting with Mr. Massad to discuss alternatives and/or the contract. He ruled that the discussion was to remain on the

agenda item. Mr. Lipparelli also stated that the agenda did not contain an item to approve a license for Mr. Massad. Chairperson Masayko felt that it would take at least one or two weeks to agendize it as he had not yet applied for a license.

(1-1302.5) Earl Atchison expressed his feeling that the City was "short-changing" Mr. Massad. As a taxpayer, he was concerned about who would be paying Ms. Milligan's salary. Is the taxpayer paying for a restaurant manager and a bar manager? If Ms. Milligan gets the bar in operation, who would be paying for the bartender and servers? He did not think that the City should be involved in the liquor business. He urged the Board to allow Mr. Massad to run the operation. Mr. Berkich reiterated that Ms. Milligan is a City employee who would be paid from the golf course revenues.

Member Banister indicated that he had discussed Mr. Massad's offer with him. The Board should discuss this option. If the Board wishes to accept the offer, the license investigation should not pose a problem and could be completed within two weeks. Member Smith explained his intent to ask Mr. Massad if he would be willing to handle the bar. He pointed out that in order for the customers to have the full service concession, as the Board had originally directed, the only method available to start immediate, which the food portion is already in operation, is to vote to make Ms. Milligan the Liquor License Manager under a City license. If the Board agreed that Mr. Massad's offer of a limited packaged operation and running the bar is an acceptable level of service for the facility, hopefully, for only a period of six to eight or ten weeks, but could be much longer, such as June or July when the course is swarming with customers, if the building is not fixed, he would not takeover the operation. He could not blame Mr. Massad for refusing to takeover the operation. Mr. Massad's operation is a quality operation and he expects the golf course operation to reflect his quality operation. If the Board feels that this offer is an acceptable level of service, it should deny the proposal and ask Mr. Massad to come back with his proposal which could be discussed and acted upon. The third option is to deny both of these options and to have Mr. Massad apply for a license. Knowing his history in the community, his reputation, etc., the investigation could be completed within two weeks. Member Smith suggested having Mr. Massad operate the bar and the City operate the food concession until the building is repaired. Then Mr. Massad will takeover both operations. Member Smith's concern with this option is that the bar may be/is the profit center for the concession and more money would be lost. This may be "giving Mr. Massad the gravy and the City is keeping the potatoes". It is neither Mr. Massad's fault nor the City's that the building has problems. It is the City responsibility to fix it. Mr. Massad has committed funds and is willing and able to perform. Equipment must be ordered. It may be a good jester on the City's part to make this offer. He was certain that the clientele is upset with the present level of service. The licensing fees are a lot of money for a short-term operation, however, it could be longer than the six to eight weeks suggested and more could be lost if something is not done soon.

Member Bennett suggested, based on Mr. Massad's and the Chairperson's offers, that the request be continued to the next meeting. She could not support the licensing request. She wished to have Mr. Massad in operation. The continuance would provide an additional incentive to complete the repairs. She was also uncomfortable with having been placed in a bargaining position at the Board level. She opposed using public funds, regardless of the fact that it is golf course enterprise funds, for the purpose of providing liquor and food. The public will scrutinize the City's actions.

Chairperson Masayko felt that if the City established the service, it would move the agreement with Mr. Massad along. Deferring the licensing would not assist this movement.

Discussion between Mr. Kramer and Member Smith indicated that the investigation fee could not be refunded. A verbal investigation report had been provided during the meeting.

Member Tatro expressed his feeling that the discussion revolved around a policy decision, however, it relates to a decision on a liquor license at the golf course which could be germane. He was opposed to having one or two Board members and staff involved in the negotiations as Board members have the authority to act only collectively. He emphasized that these Board members would only represent one/two of the six votes. If a resolution can be reached and the Board can agree to it, that would be fine. If it does not happen, it should be

understood that no one Board member had the authority to act for the Board. He supported Supervisor Smith's C plan as it would provide a full circle and create a presence for expediting the repairs. **Member Tatro moved that the Board table the item. Member Bennett seconded the motion.**

(1-1545.5) Mr. Lipparelli requested direction from the Board concerning what should be done if: Mr. Massad applies for the license, is approved, takes over the bar operation, Ms. Milligan continues to operate the food concession, and it is discovered that the problem either cannot be solved or is too expensive. The Board's direction on this supposition is important as it will be a major factor in the negotiations with Mr. Massad. Member Tatro felt that it is important that the assumption is that there will be a solution found. The Board will consider the alternatives if and when it is determined that this is not the case. The Board's direction in December had been based on this assumption and that the contract with Mr. Massad would be finalized. He was opposed to drafting contract based on "ifs".

Member Smith requested an assurance from Mr. Massad that it is his intent, if the motion is approved, to immediately apply for a liquor license. Mr. Massad nodded in the affirmative. Chairperson Masayko requested his response be made verbally for the record. Mr. Massad indicated that he had already completed the paperwork. Member Smith then requested an assurance from Ms. Milligan that she would remain as the City's employee managing and operating the food portion only and that this arrangement is acceptable. Ms. Milligan indicated that this type of an arrangement had never been done before at the course. She did not feel that she would have a problem working with Mr. Massad.

Member Banister indicated that he would not have a problem delaying action on the license for two weeks if Mr. Massad files the paperwork and is licensed. The City would not be licensed. His concern was if the meeting with Mr. Massad is not successful, there will not be any liquor service available for an additional two week period. Member Tatro suggested that the next agenda include an agreement with Mr. Massad as well as a liquor license application for both Mr. Massad and Ms. Milligan. Then if the first two requests are not acceptable, an alternative is available. Chairperson Masayko supported his suggestion. Member Bennett concurred. Mr. Lipparelli explained that the City currently has a stock of liquor on hand which it had acquired from ARA in accordance with its contract. He asked if Mr. Massad was willing to purchase this stock when he takes over the operation? Chairperson Masayko did not feel that this should be one of the conditions under discussion. Mr. Lipparelli explained the need for this to be understood as it would be part of the discussion during the negotiations. He then questioned whether the negotiations should include the investment required for the beverage carts. The City had proposed having a lease for those carts so that service could be provided immediately. These issues could pose a hurdle during the discussions. Chairperson Masayko ruled that Member Tatro's comments should be considered seriously, that there will be an agreement for discussion at the next meeting, and that it and the liquor licenses will be agendized for the next meeting, which is in two weeks.

The motion to table action on the full bar liquor license for Patricia M. Milligan at the Eagle Valley Golf Course was voted and carried 6-0. Chairperson Masayko expressed the hope that the details can be resolved and that all parties understood the intent.

BOARD OF SUPERVISORS (1-1695.5) - Chairperson Masayko then adjourned the Liquor and Entertainment Board and immediately reconvened the session as the Board of Supervisors. The entire Board was present constituting a quorum.

3. CONSENT AGENDA (1-1695.5)

- A. TREASURER**
- i. ACTION ON TREASURER REPORT FOR THE MONTH OF JANUARY 1997**
- i. ACTION ON REINSTATEMENT OF REVOKED BUSINESS LICENSES**
- B. COMMUNITY DEVELOPMENT DIRECTOR**
- i. ACTION ON AB-96/97-6 - AN ABANDONMENT REQUEST FROM**

DONALD AND VIRGINIA LARKIN TO ABANDON AN APPROXIMATE 50 FOOT BY 183 FOOT RIGHT-OF-WAY LOCATED ALONG DEER RUN ROAD, ADJACENT TO APN 8-531-19 IN CARSON CITY, NEVADA (PLANNING COMMISSION APPROVED 5-0-0-2)

ii. ACTION ON M-96/97-19 - A REQUEST FROM HELEN TAPPERO AND TERESE REID TO WAIVE THE \$325 SPECIAL USE PERMIT APPLICATION FEE FOR THE TOY SHOPPE LOCATED AT 591 SOUTH SALIMAN ROAD, APN 10-521-05

C. UTILITIES DIRECTOR - ACTION ON RENEWAL OF RECREATION AND PUBLIC PURPOSES LEASE N-298 FOR THE CARSON CITY SANITARY LANDFILL

D. PARKS AND RECREATION DIRECTOR - ACTION ON RENEWAL OF AGREEMENT FOR THE BREWERY ARTS CENTER'S RENTAL OF THE COMMUNITY CENTER

E. FINANCE AND REDEVELOPMENT DIRECTOR

**i. ACTION ON DELETION OF FIXED ASSETS FROM THE GENERAL FUND
FIXED ASSET LISTING**

**ii. ACTION ON DELETION OF FIXED ASSETS FROM THE ENTERPRISE FUNDS
FIXED ASSET LISTINGS**

F. PURCHASING DIRECTOR

i. ACTION ON CONTRACT NO. 9596-196 - SOUTH LIFT STATION IMPROVEMENTS, ENGINEERING SERVICES, AMENDMENT NO. 1

ii. ACTION ON CONTRACT NO. 9697-44 - SEWER LINE CLEANING, CHANGE ORDER NO. 2

iii. ACTION ON CONTRACT NO. 9697-163 - UTILITIES DEPARTMENT MAILING SERVICES (1-1718.5) - Mr. Kramer gave the Board and Clerk a copy of the list of business licenses which were to be reinstated. None of the items were pulled for discussion. Supervisor Tatro moved to approve the Consent Agenda as presented. Supervisor Plank seconded the motion. Motion carried 5-0.

BREAK: A ten minute recess was declared at 10:12 a.m. Mayor Masayko reconvened the session at 10:22 a.m. The entire Board was present constituting a quorum.

4. TREASURER - Al Kramer

A. ACTION TO REVOKE THE BUSINESS LICENSE FOR KENTON SCOTT CAMPBELL, DOING BUSINESS AS DOWNTOWNER MOTOR INN, DUE TO DELINQUENT LODGING TAX PAYMENTS (1-1752.5) - Mr. Kramer explained that the Convention and Visitors Bureau had researched the proposed plan and determined that it could not be accomplished. All options had been analyzed to no avail. Therefore, he requested the Board revoke the license as required by law. Mr. Campbell indicated the meeting had not occurred. He did not have the finances to pay the tax today. He is actively looking for another revenue source. He requested the Board consider his investment, its being his only source of income, and requested a two to four week delay. This would allow him to pursue the other financing options. Mr. Lipparelli indicated that the Code would not allow any discretion in deferring this revocation. Discussion explained the revocation procedures, the notices which Mr. Kramer had given, and the legal process for citing him if he continued to conduct business without a license. An option may be to allow him to operate while the process goes to court for ceasing to operate. Closure would create a hardship for his tenants/clients who are currently staying in the hotel or have reservations. Mr. Lipparelli read CCMC 4.08.090 which prohibit Mr. Kramer from renewing the business license until the lodging tax is paid in full. There is no discretion to the process allowed. Discussion further explained the reasons the meeting between Convention and Visitors Bureau Executive Director Candace Duncan, Mr. Kramer and Mr. Campbell had not occurred. Mr. Campbell then explained his attempt to obtain outside financing. Allegedly, he had not been informed that the meeting could/would not occur. Supervisor Plank pointed out that the City also had an investment in the property due to the use of Redevelopment incentives. He suggested that action be deferred for an additional two week period while Mr. Campbell attempts to obtain the financing. Discussion indicated that the agenda item was improper as the Business License could not be issued unless the lodging tax is current. Mr. Lipparelli pointed out that Mr. Kramer could not issue the license nor could he allow the business to continue operating. He recommended that the Board not act on the request and that Mr. Kramer be allowed to follow the

Code requirements. Discussion between Supervisors Smith and Tatro indicated that Supervisor Tatro was unsure as to the action taken by the Bureau at its last meeting as he had been unable to attend. He felt that Ms. Duncan was to have checked with legal counsel on whether the note could be accepted as payment. He felt that she thought it would not be legal to accept the note. Based on Mr. Lipparelli's counsel, the Board took no action on the request. Mr. Campbell was advised to talk with Ms. Duncan. Mr. Campbell did not feel that she would be interested in talking with him.

B. ORDINANCE - FIRST READING - ACTION ON AN ORDINANCE AMENDING TITLE 12 (WATER, SEWAGE, AND DRAINAGE) OF THE CARSON CITY MUNICIPAL CODE AMENDING SECTIONS 12.01.100 (PENALTIES FOR THE NONPAYMENT OF BILLS) AND 12.03.070 (PENALTIES FOR THE NONPAYMENT OF BILLS) REDUCING THE PENALTIES FOR THE NONPAYMENT OF WATER AND SEWER BILLS, CHANGING THE PENALTY PERIOD TO MATCH THE BILLING CYCLE AND AUTHORIZING THE USE OF AGREEMENTS TO PAY AND OTHER MATTERS PROPERLY RELATED THERETO (1-2169.5) - The interest rate was discussed. It provides an incentive for prompt bill payment. Supervisor Bennett moved that the Board of Supervisors introduce Bill 108 on first reading, AN ORDINANCE AMENDING TITLE 12 (WATER, SEWAGE, AND DRAINAGE) OF THE CARSON CITY MUNICIPAL CODE AMENDING SECTIONS 12.01.100 (PENALTIES FOR THE NONPAYMENT OF BILLS) AND 12.03.070 (PENALTIES FOR THE NONPAYMENT OF BILLS) REDUCING THE PENALTIES FOR THE NONPAYMENT OF WATER AND SEWER BILLS, CHANGING THE PENALTY PERIOD TO MATCH THE BILLING CYCLE AND AUTHORIZING THE USE OF AGREEMENTS TO PAY AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Plank seconded the motion. Motion carried 5-0.

5. JUSTICE COURT - Alternative Sentencing Director Dwight Glover - ACTION ON APPROVAL OF THE CARSON CITY DEPARTMENT OF ALTERNATIVE SENTENCING REPORT FOR 1996 (1-2258.5) - Supervisor Tatro disclosed that his brother is a Justice of the Peace. Mayor Masayko noted the newspaper error which had printed Supervisor Tatro's picture with an article pertaining to Judge Tatro. Discussion between Mr. Glover and the Board explored his goals, the savings generated by his Department as it reduced the incarceration costs, the conservative incarceration cost, the administrative fee, the accounting program needed by his office, the need to include supplemental requests in the budget, and the residential confinement program. Supervisor Bennett described a Hospital program called a "healthy community". It may be able to help Mr. Gover with his residential confinement program. Mr. Gover and Supervisor Bennett are to meet and discuss this program. She also commended him on his efforts. Mr. Gover then explained his offender notification program which he is developing. Supervisor Plank commended Mr. Gover on meeting with Mr. Kulikowski and developing a proper accounting program and on his report. Supervisor Plank moved to approve the Carson City Department of Alternative Sentencing Report for 1996. Supervisor Smith seconded the motion. Mr. Gover thanked various City Departments for their assistance in getting the program going. The motion to approve the report was voted and carried 5-0.

Mr. Homann explained the use of the Alternative Sentencing Program during the flood and its cleanup. He expressed the feeling that it would be used whenever possible by all of the City Departments.

6. PUBLIC WORKS DIRECTOR - Deputy Public Works Director Tim Homann - ORDINANCE - SECOND READING - ACTION ON BILL NO. 103 - AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND WYMAN-GORDON INVESTMENT CASTINGS, INC., REGARDING ASSESSOR'S PARCEL NO. 08-405-34 LOCATED AT 2727 LOCKHEED WAY, CARSON CITY, NEVADA (1-02790.5) - Supervisor Smith moved to adopt Ordinance No. 1997-8 on second reading, AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND WYMAN-GORDON INVESTMENT CASTINGS, INC., REGARDING ASSESSOR'S PARCEL NO. 08-405-34 LOCATED AT 2727 LOCKHEED WAY, CARSON CITY, NEVADA. Supervisor Tatro seconded the motion. Supervisor Bennett explained her opposition to approving any development agreements until the Board had has an opportunity to analyze the impact of those already approved. The motion was voted and carried 4-1 with Supervisor Bennett voting Naye.

7. UTILITIES DEPARTMENT - Deputy Director Jay Ahrens - ORDINANCES - FIRST READING

A. ACTION ON AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND PATRICK E. AND ANGELINE DOUGLASS REGARDING ASSESSOR'S PARCEL NO. 8-125-37, LOCATED ON NORTH ROOP STREET, CARSON CITY, NEVADA, FOR RECLAIMED WATER MAIN PARTICIPATION (1-2882.5) - - Supervisor Smith moved that the Board of Supervisors introduce on first reading Bill No. 109, AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND PATRICK E. AND ANGELINE DOUGLASS REGARDING ASSESSOR'S PARCEL NO. 8-125-37, LOCATED ON NORTH ROOP STREET, CARSON CITY, NEVADA, FOR RECLAIMED WATER MAIN PARTICIPATION, fiscal impact is \$53,137.15 which includes a 10 percent contingency, funding source is the Water Capitalization Budget. Supervisor Tatro seconded the motion. The motion was voted and carried 5-0.

B. ACTION ON AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND GRANITE CONSTRUCTION COMPANY REGARDING ASSESSOR'S PARCEL NO. 8-521-68, LOCATED AT 5855 SHEEP DRIVE, CARSON CITY, NEVADA, FOR SEWER MAIN PARTICIPATION (1-3021.5) - Supervisor Smith moved that the Board of Supervisors introduce Bill 110 on first reading, AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND GRANITE CONSTRUCTION COMPANY REGARDING ASSESSOR'S PARCEL NO. 8-521-68, LOCATED AT 5855 SHEEP DRIVE, CARSON CITY, NEVADA, FOR SEWER MAIN PARTICIPATION, fiscal impact \$29,389.08 which includes a 15 percent contingency, funding source is 515 Participation and requiring an augmentation to the 96-97 budget. Supervisor Tatro seconded the motion. The difference in contingency amounts is due to the depth and type of work. Additional comments were requested but none made. The motion to introduce Bill 110 on first reading was voted and carried 5-0.

8. COMMUNITY DEVELOPMENT DIRECTOR - Walter Sullivan

A. ACTION ON AB-96/97-5 - AN ABANDONMENT REQUEST FROM DWIGHT C. MILLARD AND HENRY C. THOMAS TO ABANDON AN APPROXIMATE 170 FOOT LONG BY EIGHT FOOT WIDE PORTION OF THE RIGHT-OF-WAY LOCATED ON THE SOUTH SIDE OF EIGHTH STREET BETWEEN SOUTH CARSON STREET AND PLAZA STREET ADJACENT TO APN 4-051-01; A 170 FOOT LONG BY EIGHT FOOT WIDE PORTION OF THE RIGHT-OF-WAY LOCATED ON THE NORTH SIDE OF NINTH STREET BETWEEN SOUTH CARSON STREET AND PLAZA STREET ADJACENT TO APN'S 4-051-01 AND 02, AND A 186 FOOT LONG BY 66 FOOT WIDE PORTION OF THE RIGHT-OF-WAY LOCATED ON SOUTH PLAZA STREET BETWEEN EIGHTH STREET AND NINTH STREET ADJACENT TO APN'S 4-052-02 AND 4-051-01 IN CARSON CITY, NEVADA (PLANNING COMMISSION APPROVED 7-0) (1-3083.5) - Personal disclosures were made by Mayor Masayko, Supervisors Tatro, Bennett and Plank. None were involved with the business nor would they gain financially from any project in which either Mr. Thomas or Mr. Millard are involved. Mayor Masayko indicated that in the interest of any perception which may be created, he would abstain from voting on the issue but would participate in the discussion. Mr. Lipparelli quoted the State Ethics Statute. Mayor Masayko indicated he understood the Statute but would abstain as indicated anyway.

Mr. Millard indicated that he could understand the need for disclosures. He stated that he had not discussed the request with any of the Board members. He was willing to accept the Board's decision. Reasons for the request were provided. Computerized drawings of the concept were displayed. Redevelopment participation in the project was explained. Mr. Millard suggested that the City abandon the property at no cost rather than use the Redevelopment funds. He was willing to accept Redevelopment's requirement that the funds be repaid if the property is sold. He then explained the request for an abandonment of the property behind the curb as the right-of-way in this area of the City is 66 feet rather than the current standard of 50 feet. He urged the Board to consider abandoning this area throughout the City as the area would then be placed on the tax rolls.

(1-3442.5) Redevelopment Director Mary Walker explained the Redevelopment Incentives Program and its application and funding requirements. She felt that all street abandonments should be paid for. Clarification indicated that the maximum amount available from Redevelopment is \$100,000 or 20 percent of the project. Discussion between Mr. Sullivan and Supervisor Bennett indicated that the building could only be constructed to the property line and not the curb. The curb would be approximately seven feet from the property line. The sight line would still have to remain open. Supervisor Bennett voiced her concern about the impact this would have on the ambiance of the area and, specifically, the trees which are located between the curb and building.

Hank Thomas indicated that Eighth and Ninth Streets are constructed to a width of 36 feet. The right-of-way is 66 feet. There is 15 feet behind the curb on either side of the street. The request was for an abandonment of eight feet between the property line and curb which will leave seven feet of the original 15 feet.

Mr. Sullivan explained that the project would have to be approved by the Downtown Guideline Review Hearing Officer as well as meet all landscaping and parking lot requirements. Redevelopment would only consider an incentive request if an application is submitted.

Mr. Millard explained the project and request with the use of the computerized drawing and site plan. He felt that the Code prohibited construction within either a 10 or 20 foot front yard setback. (2-0005.5) Discussion indicated that a building could no longer be constructed against the sidewalk like Murdock's. Mr. Millard felt that the sidewalk could be against the building but there had to be a ten foot space between the curb and building. He is to put the landscaping and the sidewalk in this ten foot space. The area he had requested an abandonment of would allow him to add three additional rooms to the project. He felt that the request would return property to the tax rolls and begin cleaning up the downtown area as well as making the lots uniform in size. The City had already abandoned the eight foot strip across the street. He was willing to allow the street to remain and add parking along it if so desired. His request would require him to be responsible for the paving, maintenance, etc. He stipulated to allowing the parking lot to remain open for patrons of the bar and real estate office on Eighth Street. Discussion indicated that there would still be a seven foot strip between the building and curb. There are no sidewalks in the area. Mr. Millard agreed to provide a sidewalk. Mr. Millard described Redevelopment's involvement with the sidewalk around the Plaza Motel. The remaining seven feet would provide adequate space for a sidewalk. Supervisor Bennett expressed her desire to prohibit building against the property line. She wanted to have an adequate buffer. Discussion indicated the sidewalk could fill the entire seven foot area, if so desired. Mr. Millard was also willing to have a four foot sidewalk with a three foot planter. He felt that the DDR (Downtown Design Review) would determine the requirement. He wished to make it walkable and presentable and was willing to accept whatever standard is required. Mr. Thomas felt that the normal sidewalk in this area was between 30 and 36 inches. Mr. Millard corrected him to indicated that Downtown Commercial zoning required four feet. Mr. Sullivan indicated the old policy had been three feet while the new policy is four feet. Supervisor Bennett acknowledged the improvements which the new project would provide in the area and stressed her hope that her concern would be included in the project as it is developed. She was certain DDR and Redevelopment standards would dictate the appearance and landscaping.

(2-0102.5) Mr. Millard then explained the appraisal and requested that only the street portion be sold for a total of \$88,937.71 and that the remaining portion be abandoned as had been done on other occasions.

Mr. Lipparelli requested the abandonment, which was included in the packet, be amended to include Mr. Millard's stipulation that the parking area would be open for public use as well as the conditions imposed by the Planning Commission. Mr. Thomas agreed and indicated that there is a fire hydrant which also must be "fixed".

Mr. Sullivan then explained the NRS which enables the City to abandon property when there is a public benefit as an offset to the reasonable consideration. The figure provided in the appraisal did not include public benefit. Board direction during consideration of Redevelopment projects, which include parking lots that are open to the public, has applied a public benefit factor. Mr. Millard had expressed a desire to pay \$88,000 for the property. The balance could be determined to be the public benefit. Mayor Masayko indicated that this amount would be \$69,000. Discussion indicated that there had not been a formula established previously to determine the "public

benefit". The State parking lot had been negotiated in this fashion. Discussion also pointed out that Mr. Russell had purchased the Ninth Street right-of-way which he uses for public parking. Supervisor Bennett recommended retaining this requirement. Supervisor Smith pointed out that the applicants could have requested the eight foot abandonment and come back later with the street abandonment. Previous action had abandoned the eight foot strip at no cost. He supported charging for the street and granting the abandonment on the area behind the curb at no cost. Clarification by Mayor Masayko indicated that the eight foot strips were included in the appraisal for Eighth Street. Mr. Thomas explained the size of the area included in the request. Mr. Millard agreed that the request could have been done as two separate actions. He also reiterated his intent to seek a grant from Redevelopment. The calculations were discussed and totalled 93,000 square feet.

Supervisor Tatro voiced his disappointment in the fact that all of these issues had not been worked out before reaching the Board. He was not sure of the Board's previous actions on the eight foot abandonment requests and whether they had been paid for or not. Mr. Sullivan indicated that if it was part of a parking lot, the abandonments were purchased and not given away. He had routinely required payment of alleyways unless dedicated. Discussion ensued on whether to separate the two issues. Mr. Millard indicated a willingness to continue the item for two weeks. He felt that he had proposed the revised compensation plan at the last minute and staff had not been able to respond appropriately. He was willing to meet with staff on it and work out the details. Supervisor Smith expressed a willingness to continue the item and requested staff develop a list of recent abandonments and the procedure utilized with them. Supervisor Tatro noted that the next item was similar and included a statement from the Statute indicating the Board's ability to offset the fair market value as a public benefit. Mr. Sullivan indicated the City had done 100 abandonments since 1990. The Statute Supervisor Tatro had cited included seven sections. The City normally uses Sections 4 and 7, which he explained. Section 7 includes the "public benefit" clause. Board policy, when Redevelopment incentives are included in the overall project, has been to accept Redevelopment's determination of a public benefit. These abandonments have primarily been for State Agencies for their development as a parking lot. All of the other abandonments have paid for the streets. Supervisor Tatro elaborated on his concern and how this item and the following item had been agendized. Ms. Walker had also submitted a request for the funds from the sale to be allocated to Redevelopment. He felt that he had more questions than there had been answers. Mayor Masayko expressed a feeling that the Board wanted to defer action for two weeks. Mr. Millard agreed to the two week continuance. He also felt that the issue to be addressed in the interim was the issue of the abandonment and its price. The price issue may be moot as Redevelopment funds would be involved. He felt that the benefit of the project would be greater to the area than the cost. The continuance was in everyone's best interest. Supervisor Tatro moved that the Board continue the Item with the concurrence of the applicant as indicated until the March 6th meeting of the Board of Supervisors. Supervisors Bennett and Smith seconded the motion. Motion carried 4-0-1 with Mayor Masayko abstaining.

B. ACTION ON AB-96/97-7 - A REQUEST FROM CARSON CITY PUBLIC WORKS DEPARTMENT TO ABANDON AN APPROXIMATELY 10 FOOT BY 176 FOOT ALLEYWAY, LOCATED IN BLOCK 3 OF THE CURRY ADDITION, CONTAINING 1761 SQUARE FEET BETWEEN PARCELS APN 1-184-06 AND 1-184-04 AND 1-184-02 BOUNDED ON THE NORTH BY WILLIAM STREET, ON THE SOUTH BY SOPHIA STREET, ON THE EAST BY CARSON STREET, AND ON THE WEST BY CURRY STREET, IN CARSON CITY, NEVADA (PLANNING COMMISSION APPROVED 6-0-0-1) (2-0455.5) - Supervisor Tatro requested this item also be continued. Mr. Sullivan explained that if the applicant shows that the alleyway had been dedicated, the rights-of-way are by Statute returned at no cost to the property owner. Assessor Weaver had submitted an appraisal of \$11 per square foot. Mr. Sullivan requested, if the Board decides to approve the abandonment, a condition of approval be added requiring the applicants to pay for the appraisal. This would require the applicant to have the property appraised. In the future, the applicants will submit the appraisal with the application or proof that the property had been dedicated. The Board could then establish the fair market consideration or public benefit. Supervisor Smith questioned what would happen if the property owners decide they do not wish to purchase the alleyway. Mr. Sullivan explained that the application had been submitted by Public Works and not from the property owners. Deputy Public Works Director Tim Homann explained the site's history. If the abandonment is not approved, staff will have to bring proceedings to have Heidi's vacate the encroachment. It will provide the adjacent property

owner with a working agreement with Heidi's for a joint access way, joint parking privileges, etc. Without this agreement, this property owner would not be able to meet its parking requirements. Public Works Director Aldean's memo on the request was distributed to the Board and Clerk. Mr. Homann felt the proposal would create a win-win situation. Supervisor Tatro recommended approving the abandonment and having staff return with the policy on the value at the next meeting. Mr. Lipparelli explained the legal concerns he had with this process if the abandonment is granted as it removes the ability to force negotiations on the price. Redevelopment Director Walker noted the alleyway abandonment at the St. Charles which had included stipulations on the public benefit. Therefore, monetary consideration had been for \$1. Alleyways do not provide for public access. Supervisor Plank felt that the staff report indicated the value would be determined with an MAI appraisal, which had not been done. He felt that if the property is given away, the City would benefit from the increased tax. Mr. Sullivan indicated that the alleyway is not useable. He supported Mr. Lipparelli's recommendation that the item be continued. The adjacent property owners are interested in purchasing the property, however, it has not been requested in writing. Supervisor Smith noted other alleyways which had been abandoned. Those adjacent property owners had built in the alleyways but refused to purchase it. The City, as a result, had been stuck with the alleyway and the liability. He preferred to have the property revert to the property owners and be on the tax rolls. This would release the City from the liability such as could occur behind Heidi's. He recommended clearing up a lot of these small items. **Supervisor Bennett then moved that the Board of Supervisors approve a request from Carson City Public Works Department to abandon an approximate 10 foot by 176 foot alleyway, located in Block 3 of the Curry Addition, containing 1,761 square feet between parcels APN 1-184-06 and 1-184-04 and 1-184-02 bounded on the north by William Street, on the south by Sophia Street, on the east by Carson Street, and on the west by Curry Street, in Carson City, Nevada. Supervisor Plank seconded the motion.** Mr. Lipparelli then indicated that Heidi's would still have a problem as its encroachment goes over halfway in the alleyway. The original intent had been to jog the line around the encroachment. Mr. Sullivan explained the options. This issue is a civil problem between the two property owners. Discussion ensued on the statutory requirements indicating that an appraisal was not required before the abandonment is authorized. Mr. Sullivan also explained the previous Mayor's direction which created a policy that any abandonment requests under \$10,000 should be handled by the Assessor's office. Mr. Weaver had indicated that the value of the alleyway is approximately \$11 a square foot. This total is \$18,700. Supervisor Bennett recommended considering each abandonment request on its own merits. There were benefits for the City and the public from the proposal. Mr. Lipparelli described the legal entanglement approving the abandonment would create for Heidi's. Supervisor Bennett pointed out the win-win situation represented by Public Works. The Director had been working with all three property owners and had their concurrence. Mr. Homann was not aware of a pending lawsuit from the abandonment. He felt certain that the property owners were aware of the situation. The description of the property to be abandoned to each property owner will be established later. The City was only saying that the abandonment is approved in concept. The property owners must file the final papers and record same. Supervisor Bennett reiterated her motion to approve the abandonment and indicated that she had not intended to amend the motion in her final comments. The motion was voted and carried 4-1 with Supervisor Tatro voting Naye.

(2-1035.5) Mr. Berkich indicated that the status report would be clear and concise.

C. ACTION ON Z-96/97-10 - REGARDING A CHANGE OF LAND USE REQUEST FROM RICHARD N. SCOTT (PROPERTY OWNER: DONNA ALMEIDA) TO CHANGE THE LAND USE ZONING DESIGNATION FROM MOBILE HOME 12,000 (MH12000) TO MOBILE HOME 6,000 (MH6000) ON PROPERTY LOCATED AT 2751 CARMINE STREET, ASSESSOR'S PARCEL NUMBER 8-161-20 (PLANNING COMMISSION DENIED 6-0-0-1) (2-0861.5) - Discussion noted the Applicant was not present. Supervisor Smith moved that the Board of Supervisors uphold the Planning Commission's recommendation to deny Z-96/97-10, a change of land use request from Richard N. Scott, property owner Donna Almeida, to change the land use zoning designation from Mobile Home 12,000 to Mobile Home 6,000 on property located at 2751 Carmine Street, Assessor's Parcel Number 8-161-20. Supervisors Bennett and Plank seconded the motion. Motion carried 5-0.

D. ORDINANCE - FIRST READING - ACTION ON Z-96/97-9 - AN ORDINANCE

EFFECTING A CHANGE OF LAND USE DISTRICT ON ASSESSOR'S PARCEL NUMBER 10-051-22 FROM LIMITED INDUSTRIAL (LI) TO PUBLIC (P) ON APPROXIMATELY 3.2 ACRES OF LAND, LOCATED AT 3301 EAST FIFTH STREET, APN 10-051-22, IN CARSON CITY, NEVADA (2-0895.5) - Supervisor Tatro moved that the Board of Supervisors introduce on first reading Bill No. 111, AN ORDINANCE EFFECTING A CHANGE OF LAND USE DISTRICT ON ASSESSOR'S PARCEL NUMBER 10-051-22 FROM LIMITED INDUSTRIAL (LI) TO PUBLIC (P) ON APPROXIMATELY 3.2 ACRES OF LAND, LOCATED AT 3301 EAST FIFTH STREET, APN 10-051-22, IN CARSON CITY, NEVADA. Supervisor Bennett seconded the motion. Motion carried 5-0.

12. CITY MANAGER - John Berkich

C. ACTION ON APPROVAL IN CONCEPT TO DETERMINE THE FEASIBILITY OF PROVIDING JOINT SERVICES WITH AND FOR CARSON CITY, CARSON-TAHOE HOSPITAL AND CARSON CITY SCHOOL DISTRICT (2-0935.5) - Mr. Berkich's introduction included Carson-Tahoe Hospital Administrator Steve Smith. School Superintendent Leon Mattingley was no longer in attendance. Mr. Smith indicated the Hospital Board's support for the concept. Supervisor Bennett pointed out that the Hospital Board had only approved the concept and not the location. She explained her desire to hire a private individual to analyze the joint purchasing concept. Discussion noted both the pros and cons to the concept and stressed the importance of the concept. Supervisor Smith moved that the Board of Supervisors approve in concept the determination of a feasibility of joint services with Carson City, Carson City School District, and Carson-Tahoe Hospital. Supervisor Bennett seconded the motion. Mayor Masayko directed staff to agendize the status report in 60 to 90 days or whenever it is completed. Motion carried 5-0.

BREAK: A eleven minute recess was declared at 12:42 p.m. When the meeting was reconvened at 12:53 p.m., the entire Board was present constituting a quorum. Mayor Masayko announced an intent to consider a lunch recess at approximately 1:10 p.m. (2-1425.5) Discussion indicated a desire to continue with the agenda and not take a lunch recess.

11. DISTRICT ATTORNEY - Deputy District Attorney Paul Lipparelli

B. ORDINANCES - SECOND READING

i. ACTION ON BILL NO. 107 - AN ORDINANCE REPEALING ORDINANCE 1996-64 (PERTAINING TO THE COUNTY MOTOR VEHICLE FUEL TAX) AND AMENDING CARSON CITY MUNICIPAL CODE SECTION 11.20.050 (IMPOSITION OF TAX) TO INCREASE THE COUNTY MOTOR VEHICLE FUEL TAX FROM FOUR CENTS PER GALLON TO NINE CENTS PER GALLON, STATING THE INTENT OF THE BOARD OF SUPERVISORS THAT THE INCREASED REVENUE BE USED FOR THE CARSON CITY BYPASS, PROVIDING FOR THE TERMINATION OF THE INCREASED TAX AT A CERTAIN DATE, AND OTHER MATTERS PROPERLY RELATED THERETO (2-1340.5) - Bob Reykers explained his feeling that the route chosen for the Bypass would cross an area inhabited by an endangered species of a butterfly. He urged the Board to reconsider its position or at least postpone implementation until the environmental impact can be analyzed. Supervisor Tatro indicated that the "Carson Wandering Skipper" is a subspecies that had never been registered. It had been identified for approximately 20 years. It is only known to exist in a small section of northeast Carson City, however, to the best of his knowledge, it had never been looked for in any other locale. The research cannot occur until this spring when butterflies emerge. Its impact on the Bypass will be determined after a review which will indicate whether this subspecies is registered, whether the only habitat which will support it is in the Bypass route, and whether the Bypass would clearly endanger the species more than any other environmental issue. These are only a few of the issues which must be resolved before construction occurs. He had discussed this issue with the NDOT Biologist and to the best of that person's knowledge a freeway had never been stopped by an endangered species. Research will occur and an answer provided this year. The Board should consider the issue if and when it is determined that a mitigation process could not be utilized. He recommended going forward with the project today and allowing

the process to evolve. Mayor Masayko supported his recommendation. He had advised Mr. Reykers that if the issue needs to be addressed at a future time, the Board would do so. Supervisor Smith felt that the "Carson Wandering Skipper" should not halt the daily environmental impact of 40,000 cars and trucks. He then explained his reasons for supporting the ordinance. He had attempted in every way possible to get this issue on the ballot. These efforts had failed. He had always supported the Bypass and implementation of the gas tax. He commended Mr. Reykers on his efforts to get the matter on the ballot. It is also important that the NDOT Board of Directors understand that the Board of Supervisors unanimously support the implementation of the tax. Therefore, he would vote for the ordinance. It is time to get on with the process. Mayor Masayko supported his comments and expressed his feeling that it was important to support the consensus building process and teamwork. Supervisor Bennett moved that the Board of Supervisors adopt Ordinance No. 1997-9 on second reading, AN ORDINANCE REPEALING ORDINANCE 1996-64 (PERTAINING TO THE COUNTY MOTOR VEHICLE FUEL TAX) AND AMENDING CARSON CITY MUNICIPAL CODE SECTION 11.20.050 (IMPOSITION OF TAX) TO INCREASE THE COUNTY MOTOR VEHICLE FUEL TAX FROM FOUR CENTS PER GALLON TO NINE CENTS PER GALLON, STATING THE INTENT OF THE BOARD OF SUPERVISORS THAT THE INCREASED REVENUE BE USED FOR THE CARSON CITY BYPASS, PROVIDING FOR THE TERMINATION OF THE INCREASED TAX AT A CERTAIN DATE, AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Plank seconded the motion. Mr. Reykers indicated he would return in 180 days. The motion to adopt Ordinance 1997-9 on second reading was voted by roll call with the following result: Ayes - Plank, Tatro, Bennett, Smith, and Mayor Masayko. Nays - None. Motion carried 5-0.

9. FINANCE DIRECTOR - Mary Walker - ACTION ON THE CARSON CITY AND REDEVELOPMENT AUTHORITY FISCAL YEAR 96-97 SECOND QUARTER FINANCIAL REPORTS (2-1224.5) - Ms. Walker's introduction include the costs of the disaster, the portions which FEMA and the State may repay, and the impact on various departmental budgets. Mayor Masayko encouraged the Board members to meet with Ms. Walker and discuss any questions/comments. Discussion indicated that the Golf Course revenue was holding steady. Ms. Walker felt that it would incur an estimated \$90,000 revenue loss for this year. Additional comments were solicited but none made. Supervisor Tatro moved to approve the Carson City and Redevelopment Authority Fiscal Year 96-97 Second Quarter Financial Report as presented. Supervisor Bennett seconded the motion. Motion carried 5-0.

10. PERSONNEL DIRECTOR - Judie Fisher

A. ACTION TO APPOINT FOUR MEMBERS TO THE SHADE TREE COUNCIL (2-1431.5) - Discussion ensued on the reasons alternates were selected for the Open Space Committee. It had not been Mayor Masayko's intent to have alternates for every committee. It should only be done when the original appointments are made or as recommended by the Committee. The Council had recommended an appointment of an alternate. Mayor Masayko also noted the need to stagger the terms of this Council. Supervisor Smith moved that the Board of Supervisors appoint and ratify the Shade Tree Council's recommendations for the following: the reappointment of Ralph Marrone and the appointment of Isabel Young and Mike Aragon to the terms as contained within the document and Gene Munning as an alternate member, and direct staff to redo the resolution and bring it back. Supervisor Bennett seconded the motion. Supervisor Smith explained his reasons for making the appointments and support for having an alternate. Mayor Masayko explained that it had not been his intent to have alternates beyond the initial appointment. This could be establishing a precedence and provide method of replacement for vacancies which have not yet been created. Mr. Lipparelli questioned the roll the alternate would have in the activities and used the jury process and the Miss America Pageant to illustrate his concern. Mayor Masayko indicated that it had been his intent to have the alternate ready and able to step in if a vacancy occurs. Supervisor Plank explained his hope that the two alternates for the Open Space Committee would attend the meetings although they would not be able to vote on any issue. This would allow the individual to be knowledgeable about its activities in case a vacancy occurs and be able to step into it without having to spend time learning about the activities, etc. Supervisor Smith amended his motion to remove Gene Munning as an alternate member from the motion as there is no provision within the resolution allowing the position. Supervisor Bennett concurred. She

requested that when the resolution is reconsidered the role of the alternate be considered which would allow that person to fill in when a member cannot attend. TRPA allows this. The motion was voted and carried 5-0.

B. ACTION ON A RESOLUTION ESTABLISHING THE METHODS FOR THE APPOINTMENT OF MEMBERS TO COMMITTEES, BOARDS AND COMMISSIONS REPEALING RESOLUTION 1994-R-18 (2-1601.5) - Mayor Masayko explained his reasons for bringing this item forward. He suggested deferring action on this item until he could draft an amendment(s). Supervisor Bennett suggested this resolution be considered during the retreat. Mr. Lipparelli requested direction from the Board on any amendments. It had been his understanding that the Board wished to make all appointments to fill any and all vacancies. Mayor Masayko indicated his comfort with the enumerated Boards. They are high profile and provide a great deal of input to the Board of Supervisors. He was also comfortable with the other Boards recommending their members which would streamline the process. Ms. Fisher explained that the Resolution had been adopted to avoid having to conduct interviews at each Board meeting. Discussion indicated the need for guidance regarding the appointment process for the Board of Equalization and the Carson River Advisory Committee. The Open Space Committee should be added to the Resolution. Golf Course Advisory Committee may need to be removed at some future date. Clarification indicated that Mayor Masayko wanted the enumerated Boards to make recommendations regardless of the reason for the vacancy and that the terms should be staggered. No formal action was taken.

11. DISTRICT ATTORNEY - Deputy District Attorney Paul Lipparelli

A. ACTION ON A RESOLUTION ADOPTING THE CARSON CITY INTERNET ACCESS POLICY (1-17595) - City Manager John Berkich - Supervisor Plank moved to adopt Resolution No. 1997-R-9, A RESOLUTION ADOPTING THE CARSON CITY INTERNET ACCESS POLICY. Supervisor Bennett seconded the motion. Motion carried 5-0.

B. ORDINANCES - SECOND READING

i. ACTION ON BILL NO. 106 - AN ORDINANCE AMENDING SECTION 10.14.040 (PEDESTRIANS ON HIGHWAYS--SOLICITING RIDES, BUSINESS--PEDESTRIAN UNDER INFLUENCE OR INTOXICATING LIQUORS, DRUGS) AMENDING PORTIONS THE ORDINANCE BY ADDING A SECTION MAKING IT UNLAWFUL FOR PEDESTRIANS TO INTERFERE WITH THE LAWFUL MOVEMENT OF TRAFFIC BY STANDING ALONG OR IN ROADWAYS AND OTHER MATTERS PROPERLY RELATED THERETO (1-1825.5) - Supervisor Bennett moved that the Board of Supervisors adopt Ordinance No. 1997-10, Bill No. 106 on second reading, AN ORDINANCE AMENDING SECTION 10.14.040 (PEDESTRIANS ON HIGHWAYS--SOLICITING RIDES, BUSINESS--PEDESTRIAN UNDER INFLUENCE OR INTOXICATING LIQUORS, DRUGS) AMENDING PORTIONS THE ORDINANCE BY ADDING A SECTION MAKING IT UNLAWFUL FOR PEDESTRIANS TO INTERFERE WITH THE LAWFUL MOVEMENT OF TRAFFIC BY STANDING ALONG OR IN ROADWAYS AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Smith seconded the motion. Discussion indicated the ordinance would be effective on second publication. The motion to adopt Ordinance No. 1997-10 was voted and carried 4-1 with Supervisor Tatro voting Naye.

12. CITY MANAGER - John Berkich

A. ACTION ON THE SELECTION OF A COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) APPLICATION FOR SUBMISSION TO THE COMMISSION ON ECONOMIC DEVELOPMENT (2-1878.5) - Detox Center Executive Director Tim Hogan was present to answer questions. None were made. Supervisor Smith moved to approve the Carson City Detoxification Center Relocation and Expansion application as Carson City's priority application for submission to the Commission on Economic Development for further consideration for the award of CDBG funding; the request was for \$166,000. Supervisor Bennett seconded the motion. Motion carried 5-0.

B. ACTION ON ASSIGNMENT AND ASSUMPTION AGREEMENT CONSENTING TO THE ASSIGNMENT OF THE BORDA BROTHERS 1995 INDEMNIFICATION AGREEMENT (2-1925.5) - Supervisor Smith moved to approve an assignment and assumption agreement consenting to the assignment by the Borda Brothers of a 1995 indemnification agreement to the Trust for Public Land. Supervisor Plank seconded the motion. Mr. Lipparelli indicated that a similar assignment would be submitted to the Board at its next meeting. No other comments were given. The motion was voted and carried 5-0.

D. STATUS REPORT ON EAGLE VALLEY GOLF COURSE (2-1992.5) - Mr. Berkich briefly noted the flood damage which had occurred at the clubhouse and on the courses. Mayor Masayko indicated the importance of the current Golf Course Advisory Committee and the transition to the private, non-profit organization. Mr. Berkich indicated that the Committee had met last night and would continue to meet until the lease agreement between the City and the non-profit corporation is consummated.

E. STATUS REPORT ON THE PUBLIC SAFETY COMPLEX PROJECT (2-2032.5) - Mr. Berkich briefly explained the timetable and the efforts to get the plans on the street. The revised timetable was distributed to the Board and Clerk. The Board is to award the contract on May 1. The delayed groundbreaking ceremony will be held prior to construction. Mayor Masayko expressed the hope that this date was within the favorable construction window. Mr. Lipparelli indicated that the Capital Projects Advisory Committee would be meeting on the matter this evening at 5:30 in Room 59. No formal action was required or taken.

13. BOARD OF SUPERVISORS (2-2085.5)

A. ACTION ON APPOINTMENT OF THE CARSON VALLEY CONSERVATION DISTRICT - Following Mayor Masayko's recommendation of the applicant and Supervisor Bennett's explanation of the District's function, Supervisor Smith moved to reappoint Charlie Welch to be Carson City representative on the Carson Valley Conservation District for another term. Supervisor Bennett seconded the motion. Motion carried 4-1 with Supervisor Tatro voting Naye.

B. SUPERVISOR TATRO - ORDINANCE - FIRST READING - ACTION ON AN ORDINANCE AMENDING CHAPTER 2.34 OF THE CARSON CITY MUNICIPAL CODE (CODE OF ETHICS FOR ELECTED AND APPOINTED OFFICIALS) BY AMENDING SECTION 2.34.020 (DEFINITIONS) ADDING A DEFINITION OF PERSONAL INTEREST AND BY AMENDING 2.34.070 (CONFLICT OF INTEREST--ELECTED OFFICIALS, COMMITTEES AND COMMISSIONS) BY REQUIRING ABSTENTIONS IN CERTAIN CIRCUMSTANCES AND OTHER MATTERS PROPERLY RELATED THERETO (2-2148.5) - Supervisor Tatro explained his concern and reasons for recommending amendments to the Code. He recognized the need to discuss/revise his suggested definition of a personal interest. His motivation was explained and emphasized that his intent was not motivated as a personal vendetta against Supervisor Bennett when she was reappointed to TRPA. He also pointed out that the City could adopt an ordinance which is more restrictive than the Statutes. A majority of the Nevada cities currently have ethics ordinances, which is not mandated by the Statutes. He felt certain that the Board could retool the proposal and develop a better Code. He had been contacted by several individuals about Supervisor Bennett's participation on a Curry Street project which is adjacent to her residence. As far as Supervisor Tatro had been able to determine Supervisor Bennett had functioned within the legal bounds and that there is not a prohibition against any of her actions. The public comments had indicated, however, that there was a problem with her participation. One concern was related to the location of her residence next to the project particularly as the project would have a detrimental impact on its property value. He agreed with the news article on Supervisor Bennett in which she indicated her responsibility to represent the neighborhood. He, however, felt that the Supervisors needed to represent every neighborhood which is based on his opposition to representation by ward. He supported the second concern, however, as it is difficult for the televised audience to image that a Board member will be objective when the individual's spouse is testifying against a project. Each Board members' spouse had the right to participate in City government but the Board also had a responsibility to maintain independence of the body. He also pointed out that Supervisor Bennett had voted for the agenda item and it had passed unanimously. He felt

the need to present the revisions to the Board and expressed the desire to have done so in a fashion which would not create a controversy but to avert future conflicts. Another issue, which he wished to address in the ordinance, is that the current code would allow a Board member to contact another Board member and lobbying for a specified item or position. This is allowed as long as it is done one at a time or as long as quorum is not involved during the discussion. The previous Mayor had repeatedly stated that he could not poll/talk to the Board. The purpose of the Open Meeting Law had been to have all of the meetings conducted in a public forum, however, the law does not require this as indicated by the lobbying ability. This issue will be presented to the Board for discussion/action at a future meeting. He also indicated a willingness to defer action on the item, if the Board so desired.

Mayor Masayko indicated a meeting was the proper forum in which to consider the issue.

Supervisor Smith began by explaining his need to leave at 2:30 p.m. He then indicated that Supervisor Tatro's intent and goal had been honorable and well intended. Both he and Supervisor Bennett's mutual friend had presented Code of Ethics drafts which the individual had taken from the Internet. A majority of this individual's concern was related to the Commission/Board treatment of the audience/constituents. He felt that the issue should be a "big part of the retreat". The highest possible standard should always be given to the public. He cautioned that by raising the bar, more "sewage" may pass under than had originally been allowed. It may take a 20 page definition to adequately describe a "personal benefit" without creating an interpretation problem. It is an honor and privilege to set on the Board. He felt that all of the members during his tenure had always reflected this. Favoritism had not occurred. Supervisor Tatro's comments to the media on the "jaywalking ordinance" had indicated that common sense should be utilized. The same is true about the Code of Ethics. When situations arise that indicate honor and trust is not occurring, it could be addressed. Carson City is a small community and it would be difficult to conduct business if everyone must be a stranger. For example, Supervisor Tatro's father had been the General Manager of the Nugget. Supervisor Tatro serves as the Chairperson on the Redevelopment. This could be a perceived conflict of interest. Another potential conflict may be the proposed sign ordinance. Other examples were noted illustrating additional problems. Supervisor Tatro had always voted his conscious and for things which he felt were right and against what he felt was wrong. A similar list could be made for anyone on the Board. The definition would allow lobbying prior to a meeting. He had avoided this during his tenure. He agreed that some of the issues which Supervisor Tatro had presented were valid and improvements could be made to the Code. He was unsure, however, that the personal interest deals could not be played on the other Board members. This game would create bad publicity or reduce the number of eligible players. He would be willing to support the proposal if an acceptable definition of personal interest could be established. The difficulty in having such a definition was well illustrated when the Board considered Hank Thomas and Dwight Millard's abandonment request. He supported considering the issue when the other individual's proposal is available.

(2-2832.5) Supervisor Bennett explained that she did not oppose the change of land use request but had been opposed to the process which had allowed the project to commence construction prior to the Board's consideration. She was particularly opposed to the developer's heavy handed role in this process. Her condo and the complex were then described. The project is within one-and-a-half blocks of the complex. It would not create a financial impact on the condos, however, there would be an irreversible impact on Lake Glen Manor as the project is adjacent to the condos driveway. Her concerns were related to the setback requirements and the expedited building permit process. She intends to ask the Internal Auditor to analyze the type of and number of projects which have utilized this process and whether these projects have violated Codes and Ordinances. She felt that such projects depend upon the contractor's good will. Her husband is a Director on the Lake Glen Homeowners Association Board. She is not involved with him in this activity or with their projects. He was representing the Association as a Director and not himself. She agreed that the process could have been handled in a more sensitive fashion as well as the method of explaining her concern. She supported Supervisor Smith's concerns about the potential for opening Pandora's box by inserting the personal conflict definition in the Code of Ethics. She felt that the Board's ability to work together and as a team is its greatest strength. The Board had been able to balance itself repeated during her tenure. She felt that each of the Supervisors should be able to contact another member to maintain this balance and that the retreat would be an appropriate time to reconsider the ordinance and code.

Supervisor Smith explained his reasons for considering any issue raised by Supervisor Tatro seriously. He was not opposed to disclosing any relationship. Supervisor Tatro's disclosure that Ron Kitchen is his father-in-law was cited to illustrate Supervisor Tatro's seriousness about the issue. Supervisor Smith could support such disclosures. He, however, was opposed to the requirement that he be excluded from voting on such items. He also felt that business relationships should be disclosed.

Mayor Masayko explained that he and Supervisor Plank had attended a public officials workshop which had included this topic. His reasons for disclosing his relationship during the Millard/Thomas abandonment were noted. Once a disclosure is made the issue becomes one of a "prudent person theory". This is where judgement must be used. He was not opposed to including personal interest in the code. "Prudent person" and judgement cannot be codified without the creation of a lengthy document which would have to be modified continually to meet every circumstance. He indicated that as the Statutes do not address this issue, it could have been eliminated on purpose. He was willing to discuss the issue at the retreat. Supervisor Tatro explained that the ordinance had been a model which he had received from the District Attorney's office and revised as a result of his research. (Supervisor Smith left the meeting during this discussion--2:32 p.m. A quorum was still present.) Mayor Masayko iterated his reasons for feeling that prudence and judgement should be used and continuing the discussion at the retreat.

Mr. Lipparelli noted the packet of information which he had given to the Board on this topic. (A copy was given to the Clerk.) He urged the Board to contact him with any questions. The Board's multi-tiered activities were noted. He suggested different rules being applied according to the activity. Judicial and legislative rules and ethics were noted as examples. Mayor Masayko felt the Attorney General's office and Ethics Commission would be willing to participate if be contacted.

Supervisor Plank felt that the discussion had covered his thoughts when he had read Supervisor Tatro's proposal. It is an important issue and public perception must be weighed carefully. Both he and Mayor Masayko have additional information that had been provided at the seminar which he would share with the Board. **Supervisor Plank moved to table to the workshop which will be in April and that a sufficient amount of time be allocated in that workshop to explore all aspects of the issue thoroughly so that all of the Board will feel comfortable with the final product. The workshop will be in a public forum.** Mayor Masayko agreed that the workshop would be properly noticed. **Supervisor Bennett seconded the motion.** Discussion indicated the retreat/workshop would be on April 12. Supervisor Tatro then explained his discussion with Secretary of State Dean Heller which indicated that no-one likes an ethics ordinance. They do, however, serve a purpose. In the best case scenario, a strong ordinance is in place. No-one ever gets it out to read as he/she never feels that it is necessary. He felt certain that the current ordinance had "gathered a lot of dust". Mayor Masayko felt that neither he nor Supervisor Plank had been aware of the fact that Carson City had its own ordinance.

(2-3396.5) Earl Atchison indicated his support for the Board's action on the Bypass. He felt that Supervisor Tatro was on the right track with his proposal as there had been zoning issues made based on personal interest. He also felt that Supervisor Bennett should have not participated in the zoning issue. She needs to share some of her programs with other Board members. He had opposed her decision on the "Tahoe incident". He had personally contacted Clerk Glover about the requirements for a recall as a result of her acts. He did not feel that she had the citizens' interest at heart. He urged the Board to include "association with" in the ordinance to provide notice to the public. He felt that Mayor Masayko's disclosure on the abandonment had been honorable. This should be required. Continuing the matter to another meeting was not in the citizens' best interest. Supervisor Bennett had been on the Board "way too long". Mayor Masayko requested he remain on the agenda item. Mr. Atchison reiterated his request that Supervisor Tatro's suggestions be added to the ordinance. He did not wish to create hard feelings with Supervisor Bennett but the issue should be addressed. He then requested Mayor Masayko display "a little more compassion to the citizens at the meetings". He had been at the meeting all day long and Mayor Masayko "goes in streaks".

(2-3507.5) Dennis Richey felt that the Board could be pursuing a phantom. Current codes prohibit participation if

there is a financial interest. Every decision has a ripple effect on others. It is a question of degree of interest. This could be legislated and each individual would have to make a determination on it. He, as a member of the public, had full confidence in each Board member. He urged the Board to have the same confidence in itself and each other. A law was not necessary.

The motion to continue the item to the workshop as indicated was voted and carried 4-0-1 with Supervisor Smith absent as indicated.

C. NON-ACTION ITEMS - INTERNAL COMMUNICATIONS AND ADMINISTRATIVE MATTERS (2-3547.5) - Supervisor Bennett indicated the Subconservancy had allocated up to \$200,000 to match federal funding for the FEMA projects to return the Carson River to its channel before the spring runoff. (2-3615.5) Supervisor Plank reported on the Debt Management Commission's February 10 meeting and the election of Belmont Reid as Chairperson and Larry Osborne as Vice Chairperson. Supervisor Tatro reported on the Regional Transportation Commission meeting which had evaluated all of its projects. Reasons each project has been delayed was thoroughly explored during that meeting and methods of resolving the problem(s) developed for a majority of them. The priorities will be established at the March 19th meeting. The result will be presented to the Board during its budget sessions. The Convention and Visitors Bureau had reconsidered its involvement with the Pony Express Pavilion. Its consensus is that the City Parks and Recreation Department should operate the facility year-round. Its Executive Director was directed to discuss the transition with the City Manager. Mayor Masayko expounded on the reasons behind the Bureau's decision. He then reported on the State Transportation Technical Advisory Committee meeting. This Committee had agreed to an enhancement program and funding for the Redevelopment beautification project between Washington to Caroline. There is also \$200,000 allocated for bicycle paths between Washington and Combs Canyon. The City will be receiving its fair share of the ISTEAA funding. He had also attended the NACO Board meeting. He indicated copies of its agenda will be given to the other Board members in the future for informational purposes. Finance Director Walker and he are involved with lobbying at the Legislature on the Open Space Tax Initiative. Its status was briefly noted.

E. STATUS REPORT ON THE SKATEBOARD PARK AT MILLS PARK (2-3585.5) - The bid is on the streets. The contract will be awarded at the Board's March 20th meeting. A copy had been sent to Virginia Orcutt.

There being no other matters for discussion, Supervisor Bennett moved to adjourn. Supervisor Plank seconded the motion. Motion carried 4-0. Mayor Masayko adjourned the meeting at 2:55 p.m.

The Minutes of the February 20, 1997, Carson City City Board of Supervisors meeting

A R E S O A P P R O V E D

ON ___May_1_____, 1997.

_____/s/_____

Ray Masayko, Mayor

ATTEST:

_____/s/_____
Alan Glover, Clerk-Recorder