

CARSON CITY BOARD OF SUPERVISORS
Minutes of the August 1, 1996, Meeting
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A regularly scheduled meeting of the Carson City Board of Supervisors was held on Thursday, August 1, 1996, at the Community Center Sierra Room, 851 East William Street, beginning at 10 a.m.

PRESENT:	Greg Smith	Mayor Pro-Tem
	Janice Ayres	Supervisor, Ward 2
	Tom Tatro	Supervisor, Ward 3
	Kay Bennett	Supervisor, Ward 4
STAFF PRESENT:	John Berkich	City Manager
	Alan Glover	Clerk-Recorder
	Al Kramer	Treasurer
	Walter Sullivan	Community Development Director
	Mary Walker	Finance Director
	Jay Aldean	Public Works Director
	Basil "Butch" Moreto	Purchasing & Contrs. Director
	Paul Lipparelli	Deputy District Attorney
	Tim Homann	Deputy Public Works Director
	Ken Arnold	Environmental Control Manager
	Bill Barker	Street Superintendent
	Steve Mihelic	Division Fire Chief
	David Stultz	Cemetery Sexton
	Barbara Singer	Recreation Superintendent
	Liz Hernandez	Admin. Asst. to the City Mgr.
	Katherine McLaughlin	Recording Secretary

(B.O.S. 8/1/96 Tape 1-0001.5)

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

CALL TO ORDER, ROLL CALL, INVOCATION, AND PLEDGE OF ALLEGIANCE - Mayor Pro-Tem Smith convened the meeting at 10 a.m. Roll call was taken. A quorum of the Board was present although Mayor Teixeira was absent. A few minutes of silence was given in memory of Former Supervisor Gottschalk. Supervisor Tatro lead the Pledge of Allegiance.

1. ACTION APPROVING MINUTES - Regular Session of June 6, 1996, and Special Sessions of May 15, 20, and 23, 1996 (1-0017.5) - The May 20th Minutes were continued. Supervisor Tatro moved to approve the Minutes as presented. Supervisor Ayres seconded the motion. Motion carried 4-0.

2. SPECIAL PRESENTATIONS

A. INFORMATION ON BOARD OF SUPERVISORS' BOARD ROOM CHAIRS (1-0023.5) - Recreation Superintendent Barbara Singer explained that there was to have been one additional chair for testing, however, it had not arrived. If it arrives before the Board completes its agenda, it will be brought over. Pictures of two additional chairs were given to the Board. She requested the Board change chairs periodically and rank them on the sheet provided. Funding is available for the four chairs. The color will be selected after the style is chosen. Custom Office Representative Neil (last name unknown) explained the chair mechanisms and warranties. Discussion noted the life of the present chairs and difference between them and the ones for testing.

(1-2818.5) Discussion ensued on the chairs which indicated that the Board wished to reject both. The third chair

will be at either Custom Office Supply or the City Manager's office for testing. The ballots were held until the third chair could be tested.

AGENDA MODIFICATIONS (1-0120.5) - Item 2. B. Presentation of Nevada Public Agency Insurance Pool's Loss Control Excellence Award to John Mayes, Risk Manager, was deferred. Item 12. A. Board of Supervisors - Supervisor Ayres - Action on Reconsideration of Resolution No. 1996-R-33 Prohibiting Truck Traffic on Deer Run Road between Approximately 1000 Feet South of the Deer Run Road Bridge South to the Terminus of the Road was continued to a future evening session.

3. LIQUOR AND ENTERTAINMENT BOARD - TREASURER (1-0131.5) - Al Kramer - Mayor Pro-Tem Smith recessed the Board of Supervisors session and immediately reconvened the session as the Liquor and Entertainment Board. A quorum of the Board was present although Chairperson Teixeira was absent. Sheriff's Representative Jerry Mather was present.

A. CONSENT AGENDA - ACTION ON A SPECIAL ENTERTAINMENT PERMIT FOR RICHARD READ, DOING BUSINESS AS TEAM US NITRO - Discussion indicated the request was for a short-term Entertainment License. The short-term Liquor License did not require Board action. A request to waive the fees had not been made as the organization is a "for profit" operation. Member Tatro moved that the Liquor and Entertainment Board approve the request for a Special Entertainment Permit for Richard Read, doing business as Team US Nitro, fiscal impact is \$2 per booth increase of revenue to the General Fund. Member Ayres seconded the motion. Motion carried 5-0.

B. ACTION ON A FULL BAR LIQUOR LICENSE FOR CARNEY ENTERPRISES, INC., DOING BUSINESS AS THE CARLSON HOUSE (1-0178.5) - Both Kevin and Robert Carney indicated they understood the Liquor Laws although neither had operated a bar before. Member Mather noted the favorable Sheriff's Report. Member Tatro moved that the Liquor and Entertainment Board approve the request for a full bar liquor license for Carney Enterprises, doing business as The Carlson House, fiscal impact \$200 per quarter, \$500 Investigation fee, and \$1,000 new fee, increase of revenue to the General Fund. Member Bennett seconded the motion. Motion carried 5-0. Vice Chairperson Smith wished them luck in their new venture.

C. ACTION ON A FULL BAR LIQUOR LICENSE FOR JEMS GEMS, INC., DOING BUSINESS AS THE WISHING WELL SATIN LOUNGE (1-0215.5) - Paul Mears indicated he was familiar with Nevada Liquor Laws. Member Mather noted the favorable Sheriff's Report. Member Tatro moved that the Liquor and Entertainment Board approve the request for a full bar liquor license for Jems Gems, Inc., doing business as The Wishing Well Satin Lounge, fiscal impact \$200 per quarter, \$500 Investigation Fee, and \$1,000 New Fee, increase of revenue to General Fund. Members Bennett and Ayres seconded the motion. Motion carried 5-0. Vice Chairperson Smith wished him luck in his new endeavor.

There being no other matters for consideration, Chairperson Smith adjourned the Liquor and Entertainment Board and reconvened the session as the Board of Supervisors. A quorum was present although Mayor Teixeira was absent.

4. CONSENT AGENDA

A. TREASURER

i. ACTION ON REINSTATEMENT OF REVOKED BUSINESS LICENSES

ii. ACTION ON PARTIAL REMOVAL OF 1996-97 REAL PROPERTY TAXES FOR PARCELS NO. 1-213-07 AND 3-231-03 DUE TO ASSESSOR EXEMPTION CARD MISALLOCATION

iii. ACTION ON PARTIAL REMOVAL OF 1996-97 REAL PROPERTY TAXES FOR PARCEL NO. 10-041-17 DUE TO INCORRECT ASSESSED VALUE BY ASSESSOR

B. PERSONNEL MANAGER - ACTION ON APPOINTMENT OF MEMBER TO THE CARSON CITY TELEVISION COMMISSION

C. COMMUNITY DEVELOPMENT DIRECTOR

i. ACTION ON A WAIVER OF AN APPLICATION FEE OF \$25 FOR ADMINISTRATIVE INTERPRETATION FOR WILLIAM GOULARDT OF WONDROUS WILLOW WORKS TO ALLOW FURNITURE MAKING AND RESTORING IN A GENERAL COMMERCIAL (GC) ZONING DISTRICT LOCATED AT 4440 HIGHWAY 50 EAST

ii. ACTION ON M-96/97-3 - DELETION OF CONDITION NUMBER 11 FROM THE BONANZA HEIGHTS SUBDIVISION CONDITIONS OF APPROVAL AND DELETION OF NOTE NO. 5 FROM THE AMENDED FINAL PLAT OF THE BONANZA HEIGHTS SUBDIVISION RELATED TO COMPLIANCE WITH EARTHQUAKE FAULT SETBACKS

D. PUBLIC WORKS DIRECTOR

i. ACTION ON APPROVAL OF AN INTERLOCAL COOPERATIVE AGREEMENT BETWEEN CARSON CITY AND THE NEVADA DEPARTMENT OF TRANSPORTATION REGARDING THE INSTALLATION OF STORM DRAINAGE CULVERTS UNDER U.S. HIGHWAY 50 EAST, EAST OF GRAVES

ii. ACTION ON APPROVAL OF AN INTERLOCAL COOPERATIVE AGREEMENT BETWEEN CARSON CITY AND THE NEVADA DEPARTMENT OF TRANSPORTATION REGARDING NDOT CONSTRUCTION ACTIVITY ON WINNIE LANE EAST OF NORTH CARSON STREET

E. PURCHASING DIRECTOR

i. ACTION ON CONTRACT NO. 9596-88 - GONI BOOSTER STATION WATER LINE UPGRADE, FINAL PAYMENT

ii. ACTION ON CONTRACT NO. 9596-111 - LONE MOUNTAIN CEMETERY DESIGN AND CONSTRUCTION DOCUMENTS, CONTRACT AMENDMENT

iii. ACTION ON CONTRACT NO. 9697-014 - 1996 STREET OVERLAY PROJECT

iv. ACTION ON CONTRACT NO. 9697-10 - EAGLE VALLEY GOLF COURSE FAIRWAY MOWER

v. ACTION ON CONTRACT NO. 9495-224 - AIRPORT ROAD EXTENSION, FINAL PAYMENT

vi. ACTION ON CONTRACT NO. 9697-027 - SHERIFF'S MAINTENANCE YARD SOIL REMEDIATION

vii. ACTION ON CONTRACT NO. 9697-030 - 1996 STREET OVERLAY, TESTING SERVICES (1-0238.5) - Supervisor Bennett requested both C Items be pulled for discussion. Supervisor Tatro moved that the Board approve the Consent Agenda as presented with the deletion of the two items listed under the Community Development Director. Supervisor Bennett seconded the motion. Motion carried 4-0.

C. i. (1-0262.5) - The applicant was not present. He had not attended the Planning Commission meeting. Supervisor Bennett moved that the Board of Supervisors deny the waiver of fees for the administrative interpretation for William Goulardt in the amount of \$25. Member Tatro seconded the motion. Motion carried 3-1-1 with Supervisor Ayres voting Naye and Mayor Teixeira absent.

C. ii. (1-0278.5) - Mr. Sullivan's introduction explained the condition and the reasons for feeling that the earthquake fault is not in this area. He was willing to amend the final map to include a hold harmless statement. The Planning Commission had included this item on its Consent Agenda and approved it 6-0. The hold harmless clause had not been considered by the Commission. Clarification indicated the hold harmless clause is a normal amendment to the final map. Supervisor Bennett moved that the Board of Supervisors approve the deletion of Condition No. 11 from the Bonanza Heights Subdivision conditions of approval and deletion of Note No. 5 from the amended final plat of the Bonanza Heights Subdivision related to compliance with earthquake fault setbacks and require a condition that the applicant hold the City harmless for any adverse circumstances that may occur as a result of the removal of these conditions. Supervisor Ayres seconded the motion. Mr. Lipparelli indicated the motion was "okay". The Board could amend the final map at either this point in the process or at the normal timeframe. Richard Thorne indicated he did not have a problem with providing a hold harmless clause. The motion to approve the deletions as indicated was voted and carried 4-0.

PUBLIC COMMENTS (1-0355.5) - Deputy District Attorney Lipparelli introduced Intern Casey Gish and explained his duties with the DA's office. Mayor Pro-Tem Smith welcomed him and thanked him for his assistance. Mr. Lipparelli explained that he was providing his assistance gratis and will receive college credit for it. Mr. Gist indicated that he had enjoyed the opportunity to serve.

6. CHIEF JUVENILE PROBATION OFFICER - Bill Lewis

A. ACTION ON APPROVAL OF ONE YEAR CONTRACT EXTENSION BETWEEN CARSON CITY AND DOUGLAS COUNTY FOR JUVENILE DETENTION SERVICES (1-0378.5) - Mr. Lewis explained the one-year agreement and outlined the increased demand for detention services. The present facility is at or over designed capacity. It may be time to begin to explore the regional alternatives. Carson City is number one in line for the detention facilities. Other alternatives are also used besides detention. There are currently ten youths on home detention and three are on electronic surveillance. The facility was constructed under a federal grant which had been written to include Carson City, Douglas County and the western portion of Lyon County. Douglas County had not provided any funding for the facility but had supported the effort. Carson City provided the property and fencing. The other Counties are currently discussing the need for a regional facility. Supervisor Bennett expressed her concern about having a regional facility and the financial impact which would be created on Carson City if the other participant(s) have a financial shortfall. She felt that a regional facility is warranted if there are long-term guarantees given. Mr. Lewis agreed to keep the Carson City interests and taxpayers in mind while negotiating/discussing a regional program. He emphasized that the facility would not continue to house youth much beyond its designed capacity. If it does, there may be a court order prohibiting such activity. He also expressed his feeling that if Churchill and Lyon Counties develop their own regional facility, Carson City and Douglas County may not need to expand the present facility for at least two years. The same is true if Douglas County stops using the facility. An expansion for Carson City, Lyon and Churchill Counties will not be necessary for two years. Supervisor Bennett encouraged him to keep the Board posted on the program. Clarification indicated that Douglas had already approved the one year extension. Supervisor Ayres moved that the Board of Supervisors approve the one year contract extension between Carson City and Douglas County for Juvenile Detention Services, fiscal impact is a total of 41 percent of the Detention budget was paid by outside users and grants including \$164,463 by Douglas County during the 1995-96 fiscal year, Douglas County is the funding source. Supervisor Bennett seconded the motion. Motion carried 4-0.

B. ACTION ON APPROVAL OF OFFICE OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION GRANT (1-0515.5) - Mr. Lewis' introduction explained the purpose of the grant, the programs established last year, funding obtained last year, and his other pro-active programs. He commended his staff, social workers, and volunteers on their dedication and efforts. He stressed the need to provide flexible programs and recognize the different trends which are occurring. He also emphasized the need for cooperation between law enforcement agencies and the school district. Supervisor Bennett suggested he check into Los Angeles' truancy program. Mr. Lewis explained his Department's efforts to make the parents accountable including requiring the parents to serve community service hours. Comments indicated that juveniles are no longer housed in adult facilities. Fifteen percent of his caseload is between 18 and 19 years old. If probation is violated, these cases are returned to court and sentenced to county jail time. Supervisor Ayres moved that the Board of Supervisors approve the Carson City Juvenile Probation Department to receive federal grant funds during the 1996-97 fiscal year from the Office of Juvenile Justice and Delinquency Prevention, fiscal impact is revenues for purchase of services in the amount of \$22,158; funding source is the Office of Juvenile Justice and Delinquency Prevention funds through the State of Nevada. Supervisor Bennett seconded the motion. Motion carried 4-0. Mayor Pro-Tem Smith acknowledged the lack of tools and resources which Mr. Lewis' Department has experienced and commended him and his staff for their hard work and efforts. Mr. Lewis' thanked him for the Board's support.

7. FIRE CHIEF - Louis Buckley

A. ORDINANCE - FIRST READING - ACTION ON AN ORDINANCE AMENDING CHAPTER 14 OF THE CARSON CITY MUNICIPAL CODE TO ADD CHAPTER 14.10 (WILDLIFE

INTERFACE) REGULATING THE ACCUMULATION OF FUELS, REQUIRING THE MAINTENANCE OF ACCESS, REQUIRING WATER SUPPLY FOR FIRE SUPPRESSION, REQUIRING FIRE RESISTANT CONSTRUCTION, REGULATING THE STORAGE OF CERTAIN MATERIALS, AND OTHER MATTERS PROPERLY RELATED THERETO (1-0820) - Division Fire Chief Steve Mihelic - Chief Buckley expressed the importance of the ordinance particularly in view of the serious fires which had occurred in the surrounding areas. He felt that the ordinance would provide the Department with a better tool to prevent a similar incident from occurring in Carson City. He acknowledged that the choice is up to the Board. His Department had been recommending and attempting to educate the public about the need for defensible space and preplanning activities. Workshops have been held on defensible space although public participation has not been "great". Mayor Teixeira had requested this item be held until additional workshops could be conducted in the impacted areas. Chief Buckley expressed a willingness to have the workshops within the coming two weeks--before the second reading.

Division Chief Mihelic distributed verbage changes to the ordinance to the Board and Clerk. These changes bring the City ordinance into conformity with the State Statutes. He then explained the ordinance and the benefits which will be provided by defensible space, sprinklers, and other modifications to the Building Code. He had had meetings with the Builders Association, the Chamber of Commerce, real estate representatives, insurance representatives, and private citizens. He felt that they all supported the ordinance. Mayor Pro-Tem Smith questioned whether the homeowner would be denied benefits by the insurance company if the resident does not provide the different items or the exact amount stipulated, e.g., defensible space, sprinklers, etc. Division Chief Mihelic felt that the insurance company must pay off unless the individual increases the hazards without notifying the insurance company. Mayor Pro-Tem Smith emphasized the need to have the workshops and educate the public. Chief Buckley indicated that the Department would not take a "stiff arm approach". The ordinance would not be retroactive. Defensible space would be required but the Department would work with the property owner. It may take as long as a year to a year-and-a-half to get the residents into compliance due to the topography, foliage, economics, etc. The Department's goal is to protect the community from the adverse effect of a fire. Supervisor Ayres pointed out the need to protect individuals from the neighbors who "don't really care". The one individual provides the defensible space while his neighbor doesn't. She felt that the changes may help residents obtain insurance and may reduce the premiums. She also noted that the Builders' Association supported the ordinance. The Fire Department and Board could not provide 100 percent of the protection necessary to prevent fires. An individual could do more to protect him/herself and his/her neighbors than the City. Mr. Berkich emphasized that the modifications would help protect the residents and homes as well as the wildland. Mr. Mihelic then reviewed the retroactive sections. Reasons for requiring a second access and posting the address were provided. He then reviewed the other changes. His Department offered to help people develop landscaping plans which will maintain the natural beauty. He indicated that his Department would evaluate the different areas and explain the requirements to the residents. Time requirements would be established in accordance with the material and space needs. The attempt will be made to obtain compliance in a cooperative fashion rather than in an adversarial method. Citations may only be issued when total resistance occurs. Fines will be handled by the courts for misdemeanor failures. The Department will work on a complaint basis and through public information meetings and advertisements. Supervisor Bennett pointed out the original opposition encountered with this program and the present change in the public's attitude. She commended staff on its efforts to work with the Builders Association, the other agencies, and the public in general to obtain this support. Mr. Berkich explained Mayor Teixeira's concerns with the proposal--the lack of public education and the retroactive clauses. Chief Buckley explained the public response to the Department's educational efforts. He also expressed his feeling that the original opposition had not been from the residents or the Builders Association. He felt the opposition had been political in nature. He was willing to consider and respond to any complaints if such should occur. There will be workshops before the next meeting on the proposal. Any negative comments will be brought to the Board at that meeting and the individual will be asked to contact the Board. Comments questioned the statement regarding "political environment". Public comments were solicited but none given. Supervisor Ayres pointed out that this is a political year and that some things are done even when it is politically unpopular. These issues are generally perceived as being in the best interest of a majority of the community. The proposal is "way over due". Supervisor Ayres then moved that the Board of Supervisors approve on first reading Bill No. 144, AN

ORDINANCE AMENDING TITLE 14 (FIRE) OF THE CARSON CITY MUNICIPAL CODE TO ADD CHAPTER 14.10 (WILDLAND INTERFACE) REGULATING THE ACCUMULATION OF FUELS, REQUIRING THE MAINTENANCE OF ACCESS, REQUIRING WATER SUPPLY FOR FIRE SUPPRESSION, REQUIRING FIRE RESISTANT CONSTRUCTION, REGULATING THE STORAGE OF CERTAIN MATERIALS, AND OTHER MATTERS PROPERLY RELATED THERETO. Following a request for an amendment, she amended the motion to include insertion of revised Pages 4 and 7 in the Bill. Supervisor Bennett seconded the motion. Motion carried 4-0.

B. ORDINANCE - SECOND READING - ACTION ON AN ORDINANCE AMENDING CHAPTER 5.18 OF THE CARSON CITY MUNICIPAL CODE (AMBULANCE SERVICES) TO INCREASE THE FEES FOR AMBULANCE SERVICES, AND OTHER MATTERS PROPERLY RELATED THERETO (1-1338.5) - Supervisor Bennett moved to adopt on second reading Ordinance No. 1996-42, AN ORDINANCE AMENDING CHAPTER 5.18 OF THE CARSON CITY MUNICIPAL CODE (AMBULANCE SERVICES) TO INCREASE THE FEES FOR AMBULANCE SERVICES, AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Ayres seconded the motion. Motion carried 4-0.

8. PARKS AND RECREATION DIRECTOR - Cemetery Sexton David Stultz - ACTION ON APPROVAL OF COOPERATIVE AGREEMENT BETWEEN THE CITY AND THE NORTHERN NEVADA SMALL MIRACLES FOUNDATION INC. FOR IMPROVEMENTS TO "BABYLAND" IN LONE MOUNTAIN CEMETERY (1-1368.5) - Discussion noted the work done by the first group and that there would now be two organizations and their different responsibilities. Mayor Pro-Tem Smith explained the community's support for the programs and commended Ms. Wright on her fundraising activities and efforts. Foundation President Randy Wright indicated that 72 markers had been installed. There are 174 more to do. Mayor Pro-Tem Smith felt that the agreement "paved the way for a long working relationship and that he looked forward to it". Supervisor Bennett moved to approve and authorize the Mayor to sign the Cooperative Agreement between the City and the Northern Nevada Small Miracles Foundation Inc. for improvements to "Babyland" in Lone Mountain Cemetery. Supervisor Ayres seconded the motion. Motion carried 4-0.

9. UTILITY DIRECTOR - Deputy Director Jay Ahrens

A. ORDINANCE - FIRST READING - ACTION ON AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND ROGER W. SWENINGSSEN REGARDING ASSESSOR'S PARCEL NO. 3-101-02 LOCATED AT 504/506 SOUTH MINNESOTA STREET, CARSON CITY, NEVADA, FOR SEWER AND WATER MAIN REPLACEMENT (1-1435.5) - Supervisor Tatro moved to introduce on first reading Bill No. 145, AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND ROGER W. SWENINGSSEN REGARDING ASSESSOR'S PARCEL NO. 3-101-02 LOCATED AT 504/506 SOUTH MINNESOTA STREET, CARSON CITY, NEVADA, FOR SEWER AND WATER MAIN REPLACEMENT, fiscal impact is \$20,861.33 including a 25 percent construction contingency; funding source is 515 Participation, funding provided in fiscal year 96/97 budget. Supervisor Ayres seconded the motion. Motion carried 4-0.

B. ORDINANCE - SECOND READING - AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND JENNIFER M. BACIGALUPI REGARDING ASSESSOR'S PARCEL NOS. 3-181-09, 3-181-10, AND 3-241-07 LOCATED ON NORTH IRIS STREET AND WEST TELEGRAPH STREET, CARSON CITY, NEVADA, FOR SEWER AND WATER MAIN REPLACEMENT (1-1478.5) - Supervisor Ayres moved that the Board of Supervisors adopt on second reading Bill No. 143, Ordinance No. 1996-43, AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND JENNIFER M. BACIGALUPI REGARDING ASSESSOR'S PARCEL NOS. 3-181-09, 3-181-10, AND 3-241-07 LOCATED ON NORTH IRIS STREET AND WEST TELEGRAPH STREET, CARSON CITY, NEVADA, FOR SEWER AND WATER MAIN REPLACEMENT, fiscal impact \$42,399.94 including a 25 percent construction contingency; funding source is 515 Replacement and 520 Replacement. Supervisor Tatro seconded the motion.

Motion carried 4-0.

REDEVELOPMENT AUTHORITY - (1-1514.5) Mayor Pro-Tem Smith then recessed the Board of Supervisors session and passed the gavel to Redevelopment Chairperson Tom Tatro. For Minutes of the Redevelopment Authority, see its folder. Following adjournment of the Redevelopment Authority, Chairperson Tatro passed the gavel to Mayor Pro-Tem Smith who reconvened the Board of Supervisors. A quorum was present although Mayor Teixeira was absent.

10. FINANCE AND REDEVELOPMENT DIRECTOR - Mary Walker

A. ACTION ON JENNIFER M. LOPICCOLO'S REQUEST FOR REDEVELOPMENT INCENTIVES FOR THE PROPERTY LOCATED AT 123 SECOND STREET (1-2191.5) - Supervisor Tatro moved that the Board ratify the decision just made by the Redevelopment Authority regarding Jennifer Lopiccolo's request for redevelopment incentives for the property located 123 Second Street. Supervisor Ayres seconded the motion. Motion carried 4-0.

B. ACTION ON CONTRACT NO. 9596-240 - DOWNTOWN BEAUTIFICATION STREET LIGHTING, 10 ADDITIONAL LIGHTS (1-2200.5) - Supervisor Tatro moved that the Board ratify the decision made by the Redevelopment Authority regarding Contract 9596-140, Downtown Beautification Street Lighting, ten additional lights. Supervisor Bennett seconded the motion. Motion carried 4-0.

C. ACTION ON CONTRACT NO. 9596-113 - DOWNTOWN BEAUTIFICATION ENGINEERING SERVICES, CONTRACT AMENDMENT (1-2208.5) - Supervisor Tatro moved that the Board ratify the action taken by the Redevelopment Authority on Contract 9596-113, Downtown Beautification Engineering Services Contract Amendment. Supervisor Ayres seconded the motion. Motion carried 4-0.

D. ACTION ON CONTRACT NO. 9697-028 - DOWNTOWN BEAUTIFICATION CONSTRUCTION ADMINISTRATION CONTRACT APPROVAL (1-2213.5) - Supervisor Tatro moved that the Board ratify the action taken by the Redevelopment Authority on Contract 9697-028, Downtown Beautification Construction Administration Contract approval. Supervisor Ayres seconded the motion. Motion carried 4-0.

11. DISTRICT ATTORNEY - Deputy District Attorney Paul Lipparelli

B. ACTION ON AN ADDENDUM TO 1983 AGREEMENT BETWEEN CARSON CITY AND STANTON PARK DEVELOPMENT FOR THE DELIVERY OF RECLAIMED WATER TO REDUCE THE PORTION OF LAND TO WHICH THE AGREEMENT APPLIES AND OTHER MATTERS PROPERLY RELATED THERETO (1-2221.5) - Mr. Lipparelli distributed copies of the addendum to the Board and the original to the Clerk. He then explained the original agreement, the addendum, and the reasons staff does not feel there will be a problem with the Army Corps of Engineers regarding the addendum or with the 404 permit. Stanton Park President Ed Ferguson was present. Mr. Lipparelli also indicated for the record that neither the 404 Permit nor the other agreements regarding the use of effluent, the exchange or the wetlands were in jeopardy by the Board's action on this agreement. Discussion with Mr. Ferguson indicated that the property along the River and the golf course property are the only areas of concern to the Army Corps of Engineers. The property on "top" is not included in any of the Army Corps items and, according to Mr. Ferguson, they should not have any say so about it. Mr. Lipparelli committed to bringing the item back if there is a problem with the property which the City obtained from the exchange. Supervisor Tatro indicated that there may be some concerns with NDEP about the 404 permit on this property. Supervisor Tatro then moved that the Board approve the 1996 Addendum to the 1983 Effluent Services Agreement between Carson City and Stanton Park Development for delivery of reclaimed water for use on the portion of lands for which the agreement applies and other matters properly related thereto and the agreement is as distributed to the Board this afternoon by the District Attorney. Supervisor Bennett seconded the motion. Motion carried 4-0.

A. ACTION ON A RESOLUTION SETTING THE MINIMUM COMPENSATION OF THE JUSTICE OF THE PEACE FOR THE ENSUING TERM AS MAY BE REQUIRED BY NRS 4.040 AND OTHER MATTERS PROPERLY RELATED THERETO (1-2435.5) - Supervisor Tatro then explained that he would abstain from participating in the discussion due to a perceived conflict of interest and left the meeting-- 12:25 p.m. (A quorum was still present.) Supervisor Bennett moved that the Board approve Resolution No. 1996-R-39, A RESOLUTION SETTING THE MINIMUM COMPENSATION OF THE JUSTICE OF PEACE FOR THE ENSUING TERM AS MAY BE REQUIRED BY NRS 4.040 AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Ayres seconded the motion and requested an amendment. Supervisor Bennett amended her motion to adopt Resolution No. 1996-R-39. Supervisor Ayres continued her second. Motion carried 3-0.

12. BOARD OF SUPERVISORS (1-2514.5)

A. SUPERVISOR AYRES - ACTION ON RECONSIDERATION OF RESOLUTION NO. 1996-R-33 (1-0120.5) - Pulled.

B. NON-ACTION ITEMS - INTERNAL COMMUNICATIONS AND ADMINISTRATIVE MATTERS (1-2515.5) - Supervisor Bennett explained that she and three other Hospital Board members would represent the Hospital at the American Hospital Association's annual convention in Philadelphia on Saturday. Supervisor Ayres explained the recent Debt Management Committee meeting and its concerns about the management of the golf course and how management changes may impact its bonds. She also explained the status of the V&T Railroad foundation and its fund raising activities. The Senior Center-RSVP fashion show fundraiser has had 30 ladies sign up to be models. Five men have also signed up. Seventeen individuals have also signed up for a complete makeover, however, only one name will be drawn for this portion of the program. The fashion show is on August 22 at the Nugget. She briefly noted the meetings she had had in Washington on senior issues. Supervisor Bennett also explained that she had given Steve Bilyeu a list of individuals who are interested in the V&T. There is a proposal for a railroad from Sacramento to South Lake Tahoe and Carson City. Mayor Pro-Tem Smith reported on the Regional Transportation Commission's Monday meeting on the Ormsby Boulevard extension. Although he personally believed the road should be extended, he had supported the compromise to allow the next master plan to establish its priorities and, if it is still on the list, proceeding with it. He felt that this would be a prudent decision due to the cost and distance factors. In all probably this item will be reconsidered in April.

C. STATUS REPORT ON THE PROPOSED SKATE BOARD PARK IN MILLS PARK (1-2715.5) - Mr. Berkich indicated there had been a couple of donations for services and supplies. There is still a shortage of major contributions. He agreed to furnish Supervisor Ayres with a list.

D. STATUS REPORT ON THE FORMATION OF A NON-PROFIT CORPORATION FOR THE FUTURE MANAGEMENT OF EAGLE VALLEY GOLF COURSE (1-2728.5) - Efforts to analyze the program and all of the issues are ongoing. BLM has been meeting with the City about the property. A written operating agreement is being drafted. To date there has not been a fatal flaw found in the concept with BLM. It may take BLM until September to complete its analysis of the concept. The issues related to the employees and the bonding are still being analyzed. An operating lease may not require repayment/refinancing of the bonds. The capital lease will require repayment. Comments indicated the desire to have Mr. Berkich provide status reports or updates rather than have the media provide the information.

There being no other matters for consideration, Supervisors Bennett and Ayres moved to adjourn. Mayor Pro-Tem Smith seconded the motion. Motion carried unanimously and Mayor Pro-Tem Smith adjourned the meeting at 12:40 p.m.

The Minutes of the August 1, 1996, Carson City Board of Supervisors meeting

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1996.

ARE SO APPROVED ON__September_5__,

_____/s/_____

Marv Teixeira, Mayor

ATTEST:

_____/s/_____
Alan Glover, Clerk-Recorder