

CARSON CITY BOARD OF SUPERVISORS  
Minutes of the October 5, 1995, Meeting  
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A regularly scheduled meeting of the Carson City Board of Supervisors was held on Thursday, October 5, 1995, at the Community Center Sierra Room, 851 East William Street, Carson City, Nevada, beginning at 1 p.m.

PRESENT:	Marv Teixeira	Mayor
	Greg Smith	Supervisor, Ward 1
	Tom Tatro	Supervisor, Ward 3
	Kay Bennett	Supervisor, Ward 4
STAFF PRESENT:	John Berkich	City Manager
	Michael Griffin	District Court Judge
	Michael Fondi	District Court Judge
	Alan Glover	Clerk-Recorder
	Al Kramer	Treasurer
	Basil "Butch" Moreto	Purchasing & Contracts Director
	Judy Fisher	Personnel Manager
	Barney Dehl	Undersheriff
	Paul Lipparelli	Deputy District Attorney
	Tracy Haakinson	Deputy Library Director
	Tim Homann	Deputy Public Works Director
	Rob Joiner	Principal Planner
	Steve Mihelic	Division Fire Chief
	Mark Brethauer	Senior Engineer
	Margaret Robinson	Public Works Admin. Asst.
	Katherine McLaughlin	Recording Secretary
	(B.O.S. 10/5/95 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, INVOCATION, PLEDGE OF ALLEGIANCE, AND ROLL CALL** - Mayor Teixeira convened the meeting at 1 p.m. Rev. Ken Haskins of the First Christian Church gave the Invocation. Undersheriff Dehl lead the Pledge of Allegiance. Roll call was taken. A quorum was present although Supervisor Tatro had not yet arrived and Supervisor Ayres was absent.

**1. APPROVAL OF MINUTES FOR AUGUST 15 AND 23, 1995, SPECIAL MEETINGS AND FOR August 3, 1995 (1-0020.5)** - Supervisor Smith moved to approve as presented. Supervisor Bennett seconded the motion. Motion carried 3-0.

**2. SPECIAL PRESENTATIONS (1-0027.5)**

**A. ACTION ON A RESOLUTION OF COMMENDATION FOR PATRICIA AUSTIN, FORMER OFFICE MANAGER FOR THE COMMUNITY DEVELOPMENT DEPARTMENT** - Supervisor Smith moved that the Board of Supervisors adopt Resolution No. 1995-R-69, A RESOLUTION OF COMMENDATION FOR PATRICIA AUSTIN, and read the entire Resolution into the record. (Supervisor Tatro arrived during his reading of the resolution--1:05 p.m. A quorum was present as previously indicated.) Supervisor Bennett seconded the motion. Mayor Teixeira noted that Ms. Austin would be missed. The motion to adopt the resolution was voted and carried 4-0.

**B. ACTION ON RESOLUTION OF COMMENDATION FOR JOHN COPOULOS, FORMER**

**HISTORIC ARCHITECTURE REVIEW COMMITTEE MEMBER (1-0067.5)** - Supervisor Bennett read the Resolution into the record. Mayor Teixeira thanked him for his dedication and years of service to the City. Mr. Copoulos gave Mayor Teixeira a New Mexico news article about the St. Charles Hotel and Mayor Teixeira. Mayor Teixeira briefly explained the article and thanked him for it. Supervisor Bennett moved to adopt Resolution No. 1995-R-70, A RESOLUTION OF COMMENDATION FOR JOHN COPOULOS. Supervisor Smith seconded the motion. Motion carried 4-0.

**C. ACKNOWLEDGEMENT OF THE PARTICIPANTS IN THE "CONSERVE THE CARSON RIVER WORK DAY" (1-0175.5)** - Tom Baker explained the project and introduced Todd and Dan Jewett. Mr. Baker gave each Board Member an official T-shirt recognizing the project. Mr. Baker and the Jewetts explained the efforts expended cleaning up the River corridor and their reasons for becoming involved with the project. Other individuals/firms involved with the project were also introduced/named. Ideas to expand the effort were briefly discussed. Mayor Teixeira commended them on their efforts. Supervisor Bennett presented Tom Baker, Todd Jewett, Dan Jewett, Kiwanis members Ron Bowen and Rob Scanlin, and Senator Bryan with Certificates of Commendation for their efforts. No formal action was required or taken.

**D. ACTION ON A PROCLAMATION FOR NATIONAL QUALITY MONTH - OCTOBER 1995 (1-0335.5)** - Mr. Berkich read the proclamation into the record. No formal action was taken.

**E. ACTION ON A PROCLAMATION RECOGNIZING NATIONAL HOUSING WEEK - OCTOBER 1 THROUGH 7, 1995 (1-0358.5)** - Western Nevada Builders Association Executive Director Gayle Farley read the proclamation into the record. No formal action was taken.

**F. PRESENTATION BY GLEN MARTIN ON "SENIOR POWER" (1-0381.5)** - Mr. Berkich introduced Mr. Martin. Mr. Martin explained the Senior Citizen's program available at the Carson City Center and stressed its importance to the health and well-being of senior citizens. He urged the Board to continue its support for the Center and its program and encouraged anyone watching or in the audience to visit the Center or the First Presbyterian Church and participate or find another program. The "Senior Power" Program at the Senior Citizen's Center is held on Tuesdays and Thursdays at 9:30 a.m. and Wednesdays at 10:30 a.m. No formal action was required or taken.

**CITIZENS COMMENTS (1-0539.5)** - Mary Ann Bennett explained her reasons for becoming involved in obtaining additional pedestrian safety measures throughout the City and, specifically, improving the student's safety. She encouraged the Board to direct staff to provide additional signage and paint the cross walks particularly where students are crossing to catch school buses. Drivers should be made more cognizant of these crossing and school areas and practice safe driving procedures. Mayor Teixeira noted that the City is working with the School District on this issue and thanked her for her comments.

**3. LIQUOR AND ENTERTAINMENT BOARD - TREASURER** - Al Kramer - Mayor Teixeira recessed the Board of Supervisors session and immediately reconvened the hearing as the Liquor and Entertainment Board. A quorum was present although Member Ayres was absent. Undersheriff Barney Dehl represented Sheriff Banister.

**A. ACTION ON A FULL BAR LIQUOR LICENSE FOR HRT, INC., DOING BUSINESS AS GRAND CENTRAL PIZZA AND PASTA (1-0565.5)** - Joseph Hansen, Steve Robinson, and Bill Tinlin explained their experience and the location. Member Dehl noted the Sheriff's favorable report. Member Smith moved that the Liquor and Entertainment Board approve a Full Bar Liquor License for HRT, Inc., DBA Grand Central Pizza and Pasta, with a fiscal impact of \$500 investigation, \$1,000 new fee, and \$200 per quarter. Member Tatro seconded the motion. Motion carried 5-0. Chairperson Teixeira welcomed them to the City and wished them success.

**B. ACTION ON A FULL BAR LIQUOR LICENSE FOR HENRY AND BARBARA**

**HENINGTON, DOING BUSINESS AS CLASS OF 57 (1-0598.5)** - Henry and Barbara Henington were present. They are new owners and were taking over an existing establishment. The Sheriff's report was favorable. Member Bennett expressed her concerns about the problems encountered at this establishment and suggested a temporary license be issued. Discussion noted the Heningtons had been operating the business since July and that the problems created by the previous operation should not be used against these individuals. Member Dehl explained his comments were based on the present operation. The credit issues were not related to the liquor license. Member Smith moved that the Liquor and Entertainment Board approve a Full Bar Liquor License for Henry and Barbara Henington, doing business as Class of 57, 3399 North Carson Street, with a fiscal impact of \$500 investigation, \$1,000 new fee, and \$200 per quarter, funding source is the Liquor License Revenue. Member Tatro seconded the motion. Comments were solicited but none made. The motion was voted and carried 4-1 with Member Bennett voting Naye. Chairperson Teixeira wished them success.

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

**4. CONSENT AGENDA**

**A. TREASURER - ACTION ON RE-INSTATEMENT OF REVOKED BUSINESS LICENSES**

**B. CLERK-RECORDER**

**i. ACTION ON A RESOLUTION AUTHORIZING THE DESTRUCTION OF COURT**

**CASE FILES**

**ii. ACTION ON A RESOLUTION AUTHORIZING THE DESTRUCTION OF PERSONNEL CORRESPONDENCE AND EMPLOYEE FILES**

**iii. ACTION ON A RESOLUTION AUTHORIZING THE DESTRUCTION OF PUBLIC WORKS SITE FILES**

**C. COMMUNITY DEVELOPMENT**

**i. ACTION ON APPROVAL OF TWO NEW HISTORIC ARCHITECTURE REVIEW COMMISSION MEMBERS**

**ii. ACTION ON APPROVAL OF AN OPEN SPACE USE ASSESSMENT FOR 406 NORTH NEVADA STREET, ASSESSOR'S PARCEL NUMBER 3-226-03**

**iii. ACTION ON A REVERSION TO ACREAGE APPLICATION FROM ROGER L. SHAHEEN TO REVERT TO ACREAGE LOTS 1, 2, 3, 9, 10, 11, 13, 15, 16, 17, 19, 20, AND 21 ON APPROXIMATELY 24.77 ACRES OF LAND ZONED LIMITED INDUSTRIAL (LI), LOCATED AT THE SHAHEEN BUSINESS PARK SOUTH (EAST COLLEGE PARKWAY, GONI ROAD AND RESEARCH WAY), ASSESSOR'S PARCEL NUMBERS 2-571-01, 02, AND 03, 2-571-10, 2-571-17 AND 18, 2-572-03, 05, 06, 07, 10, 11, AND 12**

**D. PURCHASING DIRECTOR**

**i. ACTION ON CONTRACT NO. 9495-163 - CONTEMPORARY TELECOMMUNICATIONS SYSTEM**

**ii. ACTION ON CONTRACT NO. 9596-80 - FIRE DEPARTMENT EXERCISE EQUIPMENT (1-0678.5)** - Mr. Berkich pulled Item D. i. - Contract No. 9495-163. Supervisor Tatro moved to approve the Consent Agenda as presented including Resolution No. 1995-R-71, A RESOLUTION AUTHORIZING THE DESTRUCTION OF COURT CASE FILES, 1995-R-72, A RESOLUTION AUTHORIZING THE DESTRUCTION OF PERSONNEL CORRESPONDENCE AND EMPLOYEE FILES, and 1995-R-72, A RESOLUTION AUTHORIZING THE DESTRUCTION OF PUBLIC WORKS SITE FILES, and with the deletion from the Consent Agenda of Contract 9495-163. Supervisor Smith seconded the motion. Motion carried 4-0.

**D. i.** (1-1075.5) CQI Team members were: Purchasing and Contracts Director Basil "Butch" Moreto, Automation Services Director Bill Naylor, Deputy Library Director Tracy Haakinson, Utilities

Department Secretary Lillian Mayes, Parks and Recreation Administrative Assistant Sandra Tschumperlin, Public Works Administrative Assistant Margaret Robinson, Sheriff Department Business Manager Kathie Heath, Finance-Redevelopment Coordinator Shannon McGuire, Juvenile Administrative Secretary Valarie Hill, Deputy Public Works Director Tim Homann, and Utilities Senior Engineer Mark Brethauer. Staff reviewed the report and recommendation. Discussion among the Board and staff explored the recommendation, current telephone expenses, potential savings, the detailed RFP, and the cost estimates which had originally included an administrator. A contract will be finalized and submitted to the Board for action at a future date. Board comments commended staff on their efforts. Mr. Naylor thanked Justine Chambers for her "keying the information" and Michael Bayliss of Pacific States for his assistance. Mr. Berkich reiterated the quality benefits received from the team approach and its establishment of a higher service standard. Mayor Teixeira also noted a telephone conversation from a competitor who had complemented the City on its approach. Supervisor Tatro moved that the Board accept the CQI Purchasing Team's recommendation for approval of selected contractor Conway Communications Company of Carson City, for Contract No. 9495-136, Contemporary Telecommunications System, which includes equipment, installation and training of City staff; there is no fiscal impact at this time; a final cost estimate will be presented to the Board of Supervisors at a later date. Supervisor Smith seconded the motion. Motion carried 4-0. Mr. Moreto corrected the contract number to be 9495-163.

**6. CLERK-TREASURER - Alan Glover - B. INFORMATION ON THE APPOINTED POSITION OF JURY COMMISSIONER; AND, 7. PERSONNEL MANAGER - Judie Fisher and District Court Judges Michael Griffin and Michael Fondi - ORDINANCE - FIRST READING - ACTION ON AN ORDINANCE AMENDING SECTION 2.04.400 (PUBLIC OFFICERS) OF THE CARSON CITY MUNICIPAL CODE BY ADDING CHIEF DEPUTY DISTRICT CLERK-JURY COMMISSIONER (1-0705.5) -** Discussion briefly outlined the benefits of having a Jury Commissioner and the need for this position due to computerization. The estimated amount of time saved by the program was explained. Ms. Fisher requested the action be made retroactive to September 15 as the individual had been working in this capacity since that date. The program's use in other Counties was explained. Supervisor Tatro moved to introduce Bill No. 150 on first reading, AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE 2.04.400 (PUBLIC OFFICERS) ADDING CHIEF DEPUTY DISTRICT COURT CLERK/JURY COMMISSIONER, fiscal impact \$5,345, which includes an effective date of September 15th, and the funding source is the Court Clerk's budget. Supervisor Smith seconded the motion. Motion carried 4-0. Mr. Glover thanked the Board for its action and advised Mayor Teixeira that his name was on the venire for 1996.

**5. SHERIFF - Undersheriff Barney Dehl - ORDINANCE - FIRST READING - ACTION ON AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE 9.13.070(2)(j) TO GRANT THE CARSON CITY CORONER AUTHORITY TO INVESTIGATE STILLBIRTHS OCCURRING AFTER AT LEAST 20 WEEKS OF GESTATION (1-0829.5) -** Supervisor Smith moved to introduce Bill No. 149 on first reading, AN ORDINANCE AMENDING SECTION 9.13.070(2)(j) OF THE CARSON CITY MUNICIPAL CODE TO GRANT THE CARSON CITY CORONER AUTHORITY TO INVESTIGATE STILLBIRTHS OCCURRING AFTER AT LEAST TWENTY (20) WEEKS GESTATION AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Tatro seconded the motion. Motion carried 4-0.

**6. A. ACTION ON A RESOLUTION RECONSTITUTING THE RECORDS MANAGEMENT PROGRAM (1-08855.5) -** Mr. Glover reviewed the program modifications. Comments were solicited but none given. Supervisor Bennett moved that the Board adopt Resolution No. 1995-R-74, A RESOLUTION RECONSTITUTING THE RECORDS MANAGEMENT PROGRAM. Supervisor Tatro seconded the motion. Motion carried 4-0.

## **12. BOARD OF SUPERVISORS**

**E. SUPERVISOR SMITH - ACTION ON A RESOLUTION STATING THE INTENT OF WARREN ENGINE COMPANY NO. 1 AND CARSON CITY WITH REGARD TO THE COLLECTION OF FIREFIGHTING ARTIFACTS AND EQUIPMENT (1-0915.5) -** Supervisor Smith explained the resolution

and introduced Don Amodei. Supervisor Smith moved that the Board adopt Resolution No. 1995-R-75, A RESOLUTION STATING THE INTENT OF WARREN ENGINE COMPANY NO. 1 AND CARSON CITY WITH REGARD TO THE COLLECTION OF FIREFIGHTING ARTIFACTS AND EQUIPMENT, and read the entire Resolution into the record. Supervisor Tatro seconded the motion. Motion carried 4-0. Mr. Amodei thanked the Board, Supervisor Smith, and Deputy District Attorney Lipparelli for the Resolution. He expressed the hope that the Volunteers would be able to continue serving the community for another 132 years.

**8. TREASURER - Al Kramer - ACTION CONCERNING A SHOW CAUSE HEARING TO REVOKE THE BUSINESS LICENSE FOR PETER FONDI, DOING BUSINESS AS Z-BEST, DUE TO VIOLATION OF CARSON CITY MUNICIPAL CODE 4.04.170 (1-0986.5) -** Discussion reviewed the notification procedures, contacts with Mr. Fondi and his insurance company, and the Board's options. Mr. Fondi was not present. Mr. Lipparelli noted the bond is a Code requirement and its absence is a violation of the Code. This is the basis for the finding of cause to revoke the license. He recommended the Board set a show cause hearing if the action is continued for two weeks. Due to the lack of a bond, the Board also had adequate justification to revoke the license today. Supervisor Bennett moved that the Board of Supervisors set a date of October 19th as a date for a hearing to show cause to revoke the business license of Peter Fondi, doing business as Z-Best, due to a violation of CCMC 4.04.170, the hearing date is October 19th. Supervisor Tatro seconded the motion. Mr. Lipparelli indicated the motion satisfied his parameters. The motion was voted and carried 4-0.

BREAK: A six minute recess was declared at 2:12 p.m. When the meeting was reconvened at 2:18 p.m., a quorum was present although Supervisor Ayres was absent as previously indicated.

**9. COMMUNITY DEVELOPMENT DIRECTOR - Walter Sullivan and Senior Planner Juan Guzman - PLANNING COMMISSION REVIEW AND APPEAL MATTERS - ACTION ON THE REVIEW OF A TENTATIVE SUBDIVISION MAP APPLICATION FROM LANDMARK HOMES DEVELOPMENT AND STANTON PARK, INC., WHICH WILL SEPARATE THE ORIGINAL NORTHRIDGE SUBDIVISION INTO TWO DISTINCT DEVELOPMENTS (FOR GROWTH MANAGEMENT PURPOSES) ON APPROXIMATELY 112 ACRES OF LAND PRESENTLY ZONED SINGLE FAMILY 6,000 (SF6000), LOCATED WEST OF LOMPA LANE, SOUTH OF COLLEGE PARKWAY, EAST OF HOT SPRINGS ROAD AND NORTH OF CARSON CITY CEMETERY, ASSESSOR'S PARCEL NUMBERS 2-101-59, 2-101-61, 2-103-01, 2-101-54, 2-101-55, 2-101-62, 2-101-60, 2-581-01, 02, 03, 04, 05, 06, 07, 08, 09, 10, 11, 12, 2-582-01, 02, 03, 04, 05, 06, 07, 08, 09, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 2-583-01, 02, 03, 04, 05, AND 2-584-01 (PLANNING COMMISSION APPROVED 7-0-0-0) (1-2081.5) -** Discussion between the Board and staff indicated all of the conditions originally placed on the project would remain. Growth Management allotments could be drawn on both of the developments. They would, however, be restricted to the permit numbers allowed per category. The allotment number available for all classifications would remain as originally set by the Board. Public comments were solicited but none made. Supervisor Tatro explained his support for the request was based on the fact that it would not impact the City's growth rate although it may redistribute the allotments slightly. The Growth Management Ordinance would still be in effect and be the controlling force. Supervisor Tatro moved that the Board of Supervisors approve the review of a tentative subdivision map application from Landmark Homes Development and Stanton Park, Inc., which will separate the original Northridge Subdivision into two distinct developments for Growth Management purposes on approximately 112 acres of land presently zoned Single Family 6,000, located west of Lompa Lane, south of College Parkway, east of Hot Springs Road and north of Carson City Cemetery, Assessor's Parcel No. 2-101-59, 2-101-61, 2-103-01, 2-101-54, 2-101-55, 2-101-62, 2-101-60, 2-581-01, 02, 03, 04, 05, 06, 07, 08, 09, 10, 11, 12, 2-582-01, 02, 03, 04, 05, 06, 07, 08, 09, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 2-583-01, 02, 03, 04, 05, and 2-584-01 based on the findings and subject to the conditions contained in the staff report. Supervisor Smith seconded the motion. Motion carried 4-0.

**10. PUBLIC WORKS DIRECTOR - Jay Aldean - ACTION TO ADOPT A RESOLUTION TO REMOVE THE TWO HOUR TIME LIMIT FOR PARKING ON PORTIONS OF CURRY STREET 2223 BETWEEN CAROLINE STREET AND WASHINGTON STREET AND ON CAROLINE STREET**

**BETWEEN CARSON STREET AND CURRY STREET (1-2224.5)** - The area which would have the two hour parking restriction removed is adjacent to the State Museum. Officials at the State Museum have committed to having their employees park in another area which had not been restricted previously. Chamber of Commerce Executive Vice President Larry Osborne noted that this proposal was always being considered. The present solution is working, is equitable, and should be left alone. If the Museum's request is approved, consideration should be granted to businesses who also need more than two hour parking. The parking turnover has allowed more customers to shop in the downtown area. His survey of the downtown area indicates the current policy is adequate and provides sufficient parking. The businesses adjacent to the Museum need and use the restricted parking sites. A survey of the nine nonrestricted parking spaces behind the Museum indicate the same individuals are using those sites and are probably not customers. The Nugget parking lot across Robinson allows the Museum patrons to park free. If the proposal is approved, he requested all restricted parking in the downtown area be removed. Supervisor Bennett supported his position and indicated she would oppose the Resolution. Clarification indicated the proposal was suggested as a result of a tourist's complaint letter. Mr. Aldean delineated the area. Mayor Teixeira questioned the average stay at the Museum. Discussion ensued on the amount and location of the restricted and nonrestricted parking around the Museum. Mr. Osborne suggested the Museum contact the owners of the parking lot previously used by the bank. This lot could be considered for additional parking, specifically, for their employees. Mr. Berkich supported his suggestion and recommended the Board table the request until staff and Mr. Osborne could pursue the idea. Supervisor Bennett moved that the Board of Supervisors postpone action on the proposal to remove the two hour time limit for parking enforcement on Curry Street between Caroline and Washington and on Caroline Street between Carson Street and Curry Street. Supervisor Smith seconded the motion. Supervisor Tatro jokingly suggested the issue be postponed until after the elections. Mayor Teixeira suggested the meters be reinstalled. The motion was voted and carried 3-1 with Mayor Teixeira voting Naye.

**11. DISTRICT ATTORNEY - Deputy District Attorney Paul Lipparelli - ORDINANCE - FIRST READING - ACTION ON AN ORDINANCE AMENDING CHAPTER 8.20 (MINORS) OF THE CARSON CITY MUNICIPAL CODE TO CLARIFY THE INTENT OF THE BOARD OF SUPERVISORS THAT THE CURFEW ORDINANCE APPLIES TO MINORS FOUND IN VEHICLES AND OTHER MATTERS PROPERLY RELATED THERETO (1-2540.5)** - Discussion explained the reasons for the proposed ordinance modification. Supervisor Smith moved that the Board introduce Bill No. 151 on first reading, AN ORDINANCE AMENDING CHAPTER 8.20 (MINORS) OF THE CARSON CITY MUNICIPAL CODE TO CLARIFY THE INTENT OF THE BOARD OF SUPERVISORS THAT THE CURFEW ORDINANCE APPLIES TO MINORS FOUND IN VEHICLES AND OTHER MATTERS PROPERLY RELATED THERETO. supervisor Bennett seconded the motion. Motion carried 4-0.

## **12. BOARD OF SUPERVISORS**

**A. NON-ACTION ITEMS: INTERNAL COMMUNICATIONS AND ADMINISTRATIVE MATTERS (1-2595.5)** - Supervisor Smith reminded all that the Carson High School Homecoming will be held on Friday and invited the public to watch the football game. Supervisor Tatro explained a BETA meeting to be held on Friday at Lake Tahoe which the Community Council on Youth planned to attend. The purpose of the meeting was explained. Supervisor Bennett explained the status of the Carson River Advisory Committee's master plan element. Copies are available at the City Manager's office. She felt that Carson City would be an important resource for the Tahoe Basin governmental entities when they begin to address the affordable housing issues. The Carson-Tahoe Hospital Board is examining the capital spending priorities and its financial plan. Mr. Berkich announced the rescheduling of the joint meeting with the Capital Projects Advisory Committee. It is now scheduled for November 6th. **Mayor Teixeira stressed the importance of this meeting. He urged all the Board Members to attend.**

**AGENDA MODIFICATIONS** - Mayor Teixeira announced that Item 15 - John Serpa's Change of Land Use, Planned Unit Development with associated variances, and Special Use Permit - had been continued to November at the Applicant's request for a full Board.

**12. A.** Mayor Teixeira announced the Legislative Thank You luncheon scheduled for October 17 at the Orsmy House. He urged all to support it and to RSVP promptly to the Chamber of Commerce.

(1-3415.5) Mayor Teixeira expounded on his disappointment in staff's failure to bring the McDonald's building permit to the Board for discussion/action in view of his comments one month ago on the K-Mart facility and Pavo Development project. His direction/comments had not been forwarded to Public Works. Mr. Berkich indicated Ms. Donna Kuester's main concern was with the noise created by the condenser. He is waiting for a response from K-Mart on this issue. He was also working with the Sheriff's Department on her security issues. Mayor Teixeira noted that there were a "laundry list" of uncompleted items agreed to when the special use permit was approved. He reiterated his request that all requests for permits be considered by the Board. Mr. Lipparelli indicated that the Board could include this item for action on a future agenda. The Board had the power to regulate the issuance of building permits if it is uniformly applied. Failure to meet the conditions of a special use permit could be the finding(s) necessary to revoke such a permit. The Board could hold a show cause hearing on the conditions. Mr. Berkich suggested this procedure be utilized. Mayor Teixeira indicated he would discuss this issue with staff after the meeting. He questioned the termination date for completion of the conditions.

**B. ACTION ITEMS - ACTION ON APPOINTMENT OF A MEMBER TO THE TRI-COUNTY RAILWAY COMMISSION (1-2814.5)** - Supervisor Smith briefly explained his reasons for resigning and recommended Mayor Teixeira be appointed to his seat. Mayor Teixeira briefly explained his reasons for accepting the appointment and noted that Supervisor Ayres would become the Chairperson and vacate the Vice Chairperson position. Supervisor Smith moved to appoint Mayor Marv Teixeira as Carson City's second member to the Tri-County Railway Commission. Supervisor Tatro seconded the motion. Motion carried 4-0.

**C. MAYOR TEIXEIRA**

**i. ACTION ON A RESOLUTION DECLARING "HALLOWEEN" ACTIVITIES ON MONDAY, OCTOBER 30, 1995, AND "NEVADA DAY" ACTIVITIES ON TUESDAY, OCTOBER 31, 1995 (1-2885.5)** - Mayor Teixeira requested the news media help inform the public of the dates. Supervisor Smith moved that the Board adopt Resolution No. 1995-R-76, A RESOLUTION DECLARING "HALLOWEEN" ACTIVITIES ON MONDAY, OCTOBER 30, 1995, AND "NEVADA DAY" ACTIVITIES ON TUESDAY, OCTOBER 31, 1995. Supervisors Bennett and Tatro seconded the motion. Motion carried unanimously.

**ii. ACTION ON A RESOLUTION IN SUPPORT OF NEVADA STATE SENATE CONCURRENT RESOLUTION NO. 38 CALLING ON CITIZENS OF THE STATE OF NEVADA TO ASSIST LOCAL GOVERNMENTS IN TAKING APPROPRIATE ACTION TO ENCOURAGE THEIR INCREASED PARTICIPATION IN THE DEVELOPMENT OF PUBLIC POLICY AND THE IMPROVEMENT OF THE OPERATIONS OF GOVERNMENT (1-2918.5)** - Examples of the Board and City's support for the Resolution were noted. Mayor Teixeira requested Mr. Berkich provide a list of these activities as an addendum. Supervisor Tatro moved that the Board adopt Resolution No. 1995-R-77, A RESOLUTION IN SUPPORT OF NEVADA STATE SENATE CONCURRENT RESOLUTION NO. 38 CALLING ON CITIZENS OF THE STATE OF NEVADA TO ASSIST LOCAL GOVERNMENTS IN TAKING APPROPRIATE ACTION TO ENCOURAGE THEIR INCREASED PARTICIPATION IN THE DEVELOPMENT OF PUBLIC POLICY AND IMPROVEMENT OF THE OPERATIONS OF GOVERNMENT. Supervisor Smith seconded the motion. Motion carried 4-0.

**D. SUPERVISOR BENNETT - DISCUSSION ON MODIFICATIONS TO THE CARSON CITY MUNICIPAL CODE ORDINANCE REGARDING THE LIMIT ON THE NUMBER OF CHILDREN ALLOWED AT CHILD CARE FACILITIES (1-3015.5)** - Supervisor Bennett explained her reasons for suggesting the Board consider placing a limit on the number of children allowed at childcare facilities in single family residential districts. She acknowledged the need for childcare facilities throughout the City. She suggested a committee be established to review the ordinances and recommend any changes. Supervisor Smith supported her

proposal and recommended she include members of the childcare association as well as all the facilities currently located in single family residential districts. He also explained his personal requirements for a childcare facility. He agreed to consider the impact such residential facilities have on the neighborhood. Mayor Teixeira indicated the normal response to such facilities is "not in my backyard". The human element needs to be removed. He supported having a committee and urged the participants from both sides to be involved. Supervisor Bennett expressed the hope that the Committee could strike a balance between the two groups. Health Director Jack Fralinger outlined the information provided new applicants by his office including the recommendation that the neighbors be contacted. Some areas want neighborhood facilities due to the number of children in the area. Others areas will never allow a facility. (Supervisor Tatro stepped from the room during his comments--4 p.m.. A quorum was still present.) Mr. Fralinger also noted that the majority of the City regulations were taken from the State Statutes. Mayor Teixeira requested a copy of the State and City requirements. (Supervisor Tatro returned--4:02 p.m. A quorum was present as previously indicated.) Mr. Lipparelli suggested zoning considerations and explained his reasons for feeling that the City's current control is centered around health and safety issues. Land use issues could be considered and established. He volunteered to assist. No formal action was taken.

**BREAK:** There being no other matters for consideration until 6 p.m., Mayor Teixeira recessed the meeting at 4:10 p.m. When the meeting reconvened at 6 p.m. Mayor Teixeira and Supervisors Smith, Tatro, and Bennett were present, constituting a quorum. (Supervisor Ayres was absent as previously noted.) Staff members present were: City Manager John Berkich, Public Works Director Jay Aldean, Deputy District Attorney Paul Lipparelli, Principal Planner Rob Joiner, Senior Engineer John Givlin, and Recording Secretary Katherine McLaughlin.

**13. REDEVELOPMENT AUTHORITY** - Mayor Teixeira convened the session at 6:06 p.m. He immediately recessed the Board of Supervisors session and passed the gavel to Chairperson Tatro. For Minutes of the Redevelopment Authority, see its folder. Following adjournment of the Redevelopment Authority, Chairperson Tatro passed the gavel to Mayor Teixeira who reconvened the Board of Supervisors. A quorum was present although Supervisor Ayres was absent as previously noted.

#### **14. BOARD OF SUPERVISORS**

**A. ACTION ON MODIFICATIONS TO THE CARSON STREET BEAUTIFICATION PROJECT (2-1325.5)** - Supervisor Tatro moved that the Board of Supervisors adopt the action just adopted by the Redevelopment Authority regarding the Carson Street Beautification Project. Supervisor Smith seconded the motion. Motion carried 4-0.

**B. ACTION ON RESERVING REDEVELOPMENT INCENTIVES FUNDS FOR THE PROPERTIES COMMONLY KNOWN AS "CHUCK'S GOLDEN SPIKE" AND THE "SPUR" (2-1332.5)** - Supervisor Tatro moved that the Board adopt the action just taken by the Redevelopment Authority regarding the reservation of Redevelopment Incentive Funds for the properties commonly known as "Chuck's Golden Spike" and the "Spur". Supervisor Smith seconded the motion. Motion carried 4-0.

**15. COMMUNITY DEVELOPMENT DIRECTOR** - All items under this heading were continued to November. (See Agenda Modifications on Page 8.)

Mayor Teixeira thanked the public, Ms. Martinovich, and staff for attending. There being no other matters for consideration, he adjourned the meeting at 7:30 p.m.

The Minutes of the October 5, 1995, Carson City Board of Supervisors meeting

ARE SO APPROVED ON\_\_November\_16\_, 1995.

/s/ \_\_\_\_\_  
Marv Teixeira, Mayor

CARSON CITY BOARD OF SUPERVISORS  
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ATTEST:

/s/ \_\_\_\_\_  
Alan Glover, Clerk-Recorder