



South Carson should open in April. The present store will be closed when that store opens in April.

Chairperson Teixeira adjourned Liquor and Entertainment Board and immediately reconvened the session as the Board of Supervisors. A quorum was present although Supervisors Ayres and Bennett were absent as indicated.

**3. CONSENT AGENDA (1-0081.5)**

**A. PUBLIC WORKS DEPARTMENT**

**i. ACTION ON APPROVAL OF AN INTERLOCAL COOPERATIVE AGREEMENT BETWEEN CARSON CITY AND THE NEVADA DEPARTMENT OF TRANSPORTATION REGARDING THE CONSTRUCTION OF RIGHT TURN LANES AT THE INTERSECTION OF U.S. HIGHWAY 50 EAST (WILLIAM STREET) AND ROOP STREET**

**ii. ACTION ON APPROVAL OF AN AMENDMENT TO HIGHWAY AGREEMENT #NM055-45-010 BETWEEN CARSON CITY AND THE NEVADA DEPARTMENT OF TRANSPORTATION TO CHANGE THE STATE HIGHWAY ROUTE DESIGNATION OF COLLEGE PARKWAY FROM SR 525 TO SR 531**

**B. PURCHASING DIRECTOR**

**i. ACTION ON CONTRACT NO. 9596-089 - COMMUNITY CENTER GYMNASIUM BLEACHERS**

**ii. ACTION ON CONTRACT NO. 9596-090 - GONI ROAD RELOCATION FINAL DESIGN SERVICES, CONTRACT APPROVAL**

**iii. ACTION ON CONTRACT NO. 9495-148 - GRAVES LANE ENGINEERING DESIGN SERVICES, AMENDMENT NO. 1**

**iv. ACTION ON CONTRACT NO. 9596-083 - MISCELLANEOUS HEAVY EQUIPMENT**

**v. ACTION ON CONTRACT NO. 9495-246 - COMMUNITY CENTER KITCHEN REMODEL, FINAL PAYMENT**

**vi. ACTION ON CONTRACT NO. 9495-128 - COMMUNITY CENTER THEATER RIGGING REHABILITATION FINAL DESIGN, CONTRACT APPROVAL** - Jay Meierdierck requested the Interlocal Cooperative Agreement with the State Department of Transportation on the U.S. Highway 50 and Roop Street intersection and the Graves Lane Engineering Services be pulled for discussion. None of the other Items were pulled for discussion. Supervisor Tatro moved that the Board approve the Consent Agenda as presented with the exception of the deletion of the first Item, Action on Approval of the Interlocal Cooperative Agreement between Carson City and the State of Nevada Department of Transportation and removing Contract 9495-148, Graves Lane Engineering Design Services Amendment No. 1. Supervisor Smith seconded the motion. Motion carried 3-0.

**B. iii. (1-0106.5)** Deputy Purchasing and Contracts Director John Iratcabal introduced the Item. Mr. Meierdierck then explained his concerns with the proposal as it failed to include a bike path in the design at the intersection of Airport Road and Graves Lane. His contact with staff indicated the exclusion would not be reconsidered. He felt that there was adequate width in the right-of-way to provide the striped lane. He had not contacted the Regional Transportation Commission about his concerns. Mr. Berkich indicated he would notify the Commission/staff and attempt to have it addressed. Supervisor Smith moved that the Board of Supervisors accept the Purchasing Department's recommendation on Contract No. 9495-148 and authorize the Mayor to execute the attached Amendment to SEA Consulting Engineers Inc., 950 Industrial Way, Sparks, Nevada 89431, for a not to exceed cost of \$13,550; prior BOS funding from January 5, 1995, in a not to exceed amount of \$137,350; funding source is the RTC Construction Account as provided in the Fiscal Year 9495 budget; and also ask that the consultant review for a second time the issue regarding the bicycle lanes as they pertain to the Master Plan. Supervisor Tatro seconded the motion. Motion carried 3-0.

**A.i.** Mr. Meierdierck explained that the issue of replacing public park area had not yet been addressed and that the proposal would encroach on a park. The Regional Transportation Commission is to make a presentation on November 7th to the Parks and Recreation Commission. Mayor Teixeira explained the need for

the right turn lanes when Highway 50 is reconstructed. Supervisor Smith moved that the Board of Supervisors approve the Interlocal Cooperative Agreement between Carson City and the Nevada Department of Transportation regarding the construction of right turn lanes at the intersection of U.S. Highway 50 East and Roop Street. Supervisor Tatro seconded the motion. Motion carried 3-0.

**4. SHERIFF - Rod Banister - ORDINANCE - SECOND READING - ACTION ON BILL NO. 149 - 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 (1-0207.5)** - Supervisor Tatro moved to adopt on second reading Bill No. 149, Ordinance No. 1995-51, 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 Smith seconded the motion. Motion carried 3-0.

**5. PERSONNEL MANAGER - ORDINANCE - SECOND READING - ACTION ON BILL NO. 150 - AN ORDINANCE AMENDING SECTION 2.04.400 (PUBLIC OFFICERS) OF THE CARSON CITY MUNICIPAL CODE BY ADDING CHIEF DEPUTY DISTRICT CLERK/JURY COMMISSIONER (1-0228.5)** - City Manager John Berkich - Supervisor Tatro moved to adopt on second reading Bill No. 150, Ordinance No. 1995-52, AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE 2.04.400 (PUBLIC OFFICERS) ADDING CHIEF DEPUTY DISTRICT COURT CLERK/JURY COMMISSIONER, fiscal impact is \$5,345 annualized figure, approximate cost of \$4,245 for fiscal year 96; and the funding source is the Court Clerk's budget. Supervisor Smith seconded the motion. Motion carried 3-0.

**6. TREASURER - Al Kramer - ACTION REGARDING SHOW CAUSE HEARING HELD OCTOBER 5, 1995, TO REVOKE THE BUSINESS LICENSE FOR PETER FONDI, DOING BUSINESS AS Z-BEST, DUE TO VIOLATION OF CARSON CITY MUNICIPAL CODE 4.04.170 (1-0248.5)** - Neither Peter Fondi nor his representative was present. He had not responded to any efforts made to contact him. Contact with the insurance company handling the bond has indicated no efforts have been made to reinstate the bond. Supervisor Smith moved that the Board of Supervisors revoke the Business License of Peter Fondi, DBA Z-Best, due to the surety bond for his auto pawn license being canceled; show cause hearing was held on October 5, 1995. Supervisor Tatro seconded the motion. Motion carried 3-0.

**7. AIRPORT AUTHORITY - Chairperson Steve Tackes - ACTION REGARDING APPROVAL AND APPLICATION FOR BLM LAND TO BE TRANSFERRED TO CARSON CITY AIRPORT FOR SAFETY ZONE AND NOISE ABATEMENT AREA (1-0261.5)** - Chairperson Tackes explained the request to obtain 80 acres from BLM for a safety zone. Discussion explained the location and plans to develop the site as a park with recreational uses. Jay Meierdierck distributed a memo to the Board and Clerk. He urged the Board to allow the Parks and Recreation Commission to obtain the property under the recreational purposes procedures. This would maintain the public's access for perpetuity. If the Airport Authority obtains the site, it must fence the site and could at some future time close the public access. Discussion among the Board, Chairperson Tackes and Mr. Meierdierck explained the reasons the Authority would fence the site and the type of fencing which may be used. A walk-through access would be provided at the northeast corner of parcel. Chairperson Tackes noted that other individuals have expressed a desire to acquire the property. He urged the Board to proceed with the request and not delay the process. The Airport Authority would work with the Commission to develop low density, unorganized, compatible recreational uses for the site. Discussion also indicated that the City would receive the property rather than the Authority due to FAA's refusal to recognize the Authority at this time. Community Development Director Walter Sullivan explained the proposed Master Plan designation for this site and the memo of understanding with BLM which would maintain the site as open space and allow the City to review any proposed change in the use. Mayor Teixeira felt there was a failure to communicate between the two agencies. Mr. Sullivan expressed a willingness to work with the Agencies.

(1-0491.5) Virginia Orcutt questioned the Airport's need for 80 acres. She felt that 25 acres was more than

adequate. The remainder north of Arrowhead should be used for parks and recreational uses. She also explained a plan to construct a mobile home park south the BLM parcel. She felt this use would be "more dangerous" to the Airport than the BLM parcel. Mayor Teixeira indicated the two parcels would be used as she had requested. Supervisor Smith reiterated his comments which indicated the property would be transferred to the City who would control its use.

Mr. Meierdierck reiterated his objection due to the FAA fencing requirement which he felt would eliminate any recreational uses. Mayor Teixeira suggested that the application include a condition preventing restriction of recreational uses on the site. Fire Chief and Airport Authority Member Louis Buckley explained his personal knowledge about the type of restrictions which would be placed on the site by FAA. Carson City does not at this time and may never meet this criteria. Supervisor Smith explained Mr. Meierdierck's point related to the agency's control over the acquisition and its ultimate use. He felt the use could be determined once City control is gained.

Supervisor Tatro moved to approve an application for BLM land to be transferred to Carson City for an Airport safety zone and noise abatement area with the understanding that the Airport Authority will work with the Parks and Recreation Commission to allow light density recreational uses on the property as allowed by BLM. Supervisor Smith seconded the motion. Motion carried 3-0.

**8. UTILITIES DIRECTOR - Deputy Director Jay Ahrens**

**A. ACTION ON THE STATE OF NEVADA DIVISION RESOURCES APPLICATIONS 60706, FILED BY LOGAN CREEK ESTATES GENERAL IMPROVEMENT DISTRICT, AND 61095, FILED BY THE UNITED STATES FOREST SERVICE (1-0598.5) -** Supervisor Smith moved that the Board of Supervisors make no recommendation to the Nevada State Water Engineer regarding Water Resources Application 60706, filed by the Logan Creek Estates General Improvement District, for the purpose of changing the point of diversion and place of use of water appropriated under Permit No. 18565. Supervisor Tatro seconded the motion. Motion carried 3-0.

Supervisor Smith moved that the Board of Supervisors make no recommendation to the Nevada State Water Engineer regarding Water Resources Application 61095, filed by the United States Forest Service, for the purpose of changing the point of diversion and place of use of water appropriated under Permit No. 55532. Supervisor Tatro seconded the motion. Motion carried 3-0.

**B. ORDINANCES - FIRST READING**

**i. ACTION ON AN ORDINANCE AMENDING TITLE 9 OF THE CARSON CITY MUNICIPAL CODE BY AMENDING CHAPTER 9.04 TO DEFINE THE HEALTH DIVISION; TO ELIMINATE LANGUAGE REGARDING INDIVIDUAL SEWAGE DISPOSAL SYSTEMS, BURNING AND LAND CLEARING PERMITS AND OTHER MATTERS PROPERLY RELATED THERETO (1-0638.5) -** Supervisor Smith moved that the Board introduce on first reading Bill No. 152, AN ORDINANCE AMENDING TITLE 9 OF THE CARSON CITY MUNICIPAL CODE BY AMENDING CHAPTER 9.04 TO DEFINE THE HEALTH DIVISION; TO ELIMINATE LANGUAGE REGARDING INDIVIDUAL SEWAGE DISPOSAL SYSTEMS, BURNING AND LAND CLEARING PERMITS AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Tatro seconded the motion. Motion carried 3-0.

**ii. ACTION ON AN ORDINANCE AMENDING TITLE 12 OF THE CARSON CITY MUNICIPAL CODE ADDING CHAPTER 12.10, A PROVISION REQUIRING A PERMIT FOR DOMESTIC WATER SUPPLY SYSTEMS; PERMIT FEES; AND OTHER MATTERS PROPERLY RELATED THERETO (1-0661.5) -** Supervisor Tatro moved that the Board introduce on first reading Bill No. 153, AN ORDINANCE AMENDING TITLE 12 OF THE CARSON CITY MUNICIPAL CODE BY ADDING CHAPTER 12.10, A PROVISION REQUIRING A PERMIT FOR DOMESTIC WATER SUPPLY SYSTEMS; PERMIT FEES; AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Smith seconded the

motion. Motion carried 3-0.

Mayor Teixeira directed that in the future any proposal endorsed by the well drillers association, or a similar organization, have a written statement included in the supporting document from that group. Mr. Ahrens indicated that there are records in his Department which could support his statement. Mayor Teixeira responded by explaining the reasons for requesting this document. Mr. Ahrens stated for the record that his Department attempts to work with the different associations and have them in attendance whenever possible. He expressed a willingness to provide this documentation in the Board's packet. Supervisor Smith explained that this would provide a better record for the future.

**9. COMMUNITY DEVELOPMENT - Director Walter Sullivan**

**A. PLANNING COMMISSION REVIEW AND APPEAL MATTERS - ACTION ON V-94/95-17 - AN APPEAL BY ROBERT WILSON OF THE PLANNING COMMISSION'S DECISION REGARDING A VARIANCE APPLICATION FROM ROBERT WILSON TO MOVE THE LOT LINE SOUTH ON THE 2.65 ACRES OF LAND ZONED MOBILE HOME ONE ACRE (MH1A), LOCATED AT 1307 RABE WAY, APN 9-322-08 (PLANNING COMMISSION APPROVED 4-3-0-0) (1-0755.5) - Mayor Teixeira noted Mr. Wilson's letter requesting a continuance. Supervisor Smith moved that the Board of Supervisors continue any action on an application from Robert Wilson to move the lot line south on 2.65 acres of land zoned Mobile Home One Acre located at 1307 Rabe Way, Assessor's Parcel Number 9-322-08. Supervisor Tatro seconded the motion. Supervisor Smith continued his motion to include in response to his letter. Supervisor Tatro continued his second. The motion was voted and carried 3-0.**

**B. ORDINANCE - FIRST READING - ACTION ON Z-95/96-2 - AN ORDINANCE EFFECTING A CHANGE OF LAND USE ON APPROXIMATELY 1,156.8 ACRES FROM CONSERVATION RESERVE (CR) AND AGRICULTURE (A) TO SINGLE FAMILY FIVE ACRE (SF5A) ON PROPERTY LOCATED ON EITHER SIDE OF THE CARSON RIVER BETWEEN THE MCTARNAHAN BRIDGE SITE AND TO A POINT APPROXIMATELY 5,000 FEET SOUTH OF LLOYDS BRIDGE IN SOUTHEAST CARSON CITY AND ON PARCELS OF LAND ON EITHER SIDE OF CLEAR CREEK ROAD, APPROXIMATELY ONE MILE WEST OF U.S. HIGHWAY 395, IN SOUTHWEST CARSON CITY, NEVADA, MORE SPECIFICALLY DESCRIBED AS ASSESSOR'S PARCEL NUMBERS 7-042-01, 02, 03, 04, 05, 06, 07, 08, 09, 10, 11, 12, 13, 14, 15, 16, 18, 19, 20, 21, 7-051-13, 15, 17, 19, 20, 23, 10-121-08, 18, 20, 21, 22, 23, 25, 26, 27, 34, 35, 36, 37, 38, 39, 40, 10-281-33, 35, 36, 37, 41, 42, 10-491-03, 05, 06, 07, 08, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 10-501-01, 02, 10-502-01, 10-503-01, 02, 03, 04, 06, 07, 09, 10, 13, 14, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 34, 36, 37, 38, 39, 40, 41, 42, 43, AND 44, AND OTHER MATTERS PROPERLY RELATED THERETO (PLANNING COMMISSION APPROVED 5-1-0-1); AND C. ACTION ON MPA-95/96-2 - A RESOLUTION REGARDING A MASTER PLAN AMENDMENT REQUEST FROM CARSON CITY TO AMEND THE MASTER PLAN LAND USE MAP ON APPROXIMATELY 5,700 ACRES OF LAND FROM OPEN SPACE AND AGRICULTURE TO AGRICULTURE (1 DWELLING UNIT PER 5 ACRES) LOCATED ON EITHER SIDE OF THE CARSON RIVER BETWEEN THE MCTARNAHAN BRIDGE SITE AND TO A POINT APPROXIMATELY 5,000 FEET SOUTH OF LLOYDS BRIDGE IN SOUTHEAST CARSON CITY AND ON PARCELS OF LAND ON EITHER SIDE OF CLEAR CREEK ROAD, APPROXIMATELY ONE MILE WEST OF U.S. HIGHWAY 395, MORE SPECIFICALLY DESCRIBED AS ASSESSOR'S PARCEL NUMBERS 7-042-01, 02, 03, 04, 05, 06, 07, 08, 09, 10, 11, 12, 13, 14, 15, 16, 18, 19, 20, 21, 7-051-13, 15, 17, 19, 20, 23, 10-121-08, 18, 20, 21, 22, 23, 25, 26, 27, 34, 35, 36, 37, 38, 39, 40, 10-281-33, 35, 36, 37, 41, 42, 10-491-03, 05, 06, 07, 08, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 10-501-01, 02, 10-502-01, 10-503-01, 02, 03, 04, 06, 07, 09, 10, 13, 14, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 34, 36, 37, 38, 39, 40, 41, 42, 43, AND 44 (PLANNING COMMISSION APPROVED 5-1-0-1) (1-0771.5) - Charlene Foerschler supported the proposal. Discussion between Ms. Foerschler and Supervisor Smith indicated she had paid the \$150 application fee to change the zoning designation. Supervisor Smith expressed his feeling that she should not have to pay to have the change for a neighborhood issue. He would work with staff on this issue. Discussion between Mayor**

Teixeira and Mr. Lipparelli indicated the entire agenda including the parcel numbers had been published. Supervisor Smith moved that the Board introduce on first reading Bill No. 154, AN ORDINANCE EFFECTING A CHANGE OF LAND USE ON APPROXIMATELY 1,156.8 ACRES FROM CONSERVATION RESERVE (CR) AND AGRICULTURE (A) TO SINGLE FAMILY FIVE ACRE (SF5A) ON PROPERTY LOCATED ON EITHER SIDE OF THE CARSON RIVER BETWEEN THE MCTARNAHAN BRIDGE SITE AND TO A POINT APPROXIMATELY 5,000 FEET SOUTH OF LLOYDS BRIDGE IN SOUTHEAST CARSON CITY AND ON PARCELS OF LAND ON EITHER SIDE OF CLEAR CREEK ROAD, APPROXIMATELY ONE MILE WEST OF U.S. HIGHWAY 395, IN SOUTHWEST CARSON CITY, NEVADA, MORE SPECIFICALLY DESCRIBED AS ASSESSOR'S PARCEL NUMBERS 7-042-01, 02, 03, 04, 05, 06, 07, 08, 09, 10, 11, 12, 13, 14, 15, 16, 18, 19, 20, 21, 7-051-13, 15, 17, 19, 20, 23, 10-121-08, 18, 20, 21, 22, 23, 25, 26, 27, 34, 35, 36, 37, 38, 39, 40, 10-281-33, 35, 36, 37, 41, 42, 10-491-03, 05, 06, 07, 08, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 10-501-01, 02, 10-502-01, 10-503-01, 02, 03, 04, 06, 07, 09, 10, 13, 14, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 34, 36, 37, 38, 39, 40, 41, 42, 43, AND 44, AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Tatro seconded the motion. Clarification by Supervisor Smith indicated there should not be an Assessor's Parcel Number 7-042-17 in the listing of parcels. Supervisor Tatro continued his second. Motion carried 3-0.

Supervisor Tatro moved that the Board adopt Resolution No. 1995-R-78, A RESOLUTION OF THE BOARD OF SUPERVISORS APPROVING MASTER PLAN AMENDMENT REQUEST MPA-95/96-2 calling for an amendment of the present land use designations for Assessor's Parcel Numbers as contained in the Ordinance just approved. Supervisor Smith seconded the motion. Motion carried 3-0.

**10. DISTRICT ATTORNEY - Deputy District Attorney Paul Lipparelli - ORDINANCE - SECOND READING - ACTION ON BILL NO. 151 - 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 (1-0955.5)** - Supervisor Tatro moved that the Board adopt Bill No. 151 on second reading, Ordinance No. 1995-53, 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 Smith seconded the motion. Motion carried 3-0.

**11. CITY MANAGER - John Berkich - ACTION ON A RESOLUTION DECLARING CARSON CITY'S INTENT TO EXCHANGE APPROXIMATELY 14 ACRE SIZED PORTION OF A PARCEL OF PROPERTY KNOWN AS APN 8-061-18 FOR APPROXIMATELY 41 ACRES OF PROPERTY NEAR THE CARSON RIVER PURSUANT TO NRS 244.281 (1-0972.5)** - Mr. Lipparelli explained the request including the addendums. Comments were solicited but none given. Mayor Teixeira noted the proposal would provide a portion of the River corridor. Supervisor Tatro moved that the Board adopt Resolution No. 1997-R-79, A RESOLUTION DECLARING CARSON CITY'S INTENT TO EXCHANGE AN APPROXIMATELY 14 ACRE SIZED PORTION OF A PARCEL OF PROPERTY KNOWN AS ASSESSOR'S PARCEL NUMBER 8-061-18 FOR APPROXIMATELY 41 ACRES OF PROPERTY NEAR THE CARSON RIVER PURSUANT TO NRS 244.281 as described in Exhibits A and B which were distributed this afternoon. Supervisor Smith seconded the motion. Motion carried 3-0.

**12. BOARD OF SUPERVISORS - NON-ACTION ITEMS - INTERNAL COMMUNICATIONS AND ADMINISTRATIVE MATTERS (1-1045.5)** - Supervisor Smith explained the agreement reached among the Subconservancy District members to maximize the water rights acquired in Mud Lake and the potential acquisition of additional water and reservoir expansion plans. He also commended the Mayor on the Legislative luncheon. Supervisor Tatro echoed his comments by expanding on the luncheon and Mayor Teixeira's efforts. Mayor Teixeira agreed that it was a special luncheon and thanked the community and the Ormsby House for their support. He also commended the State on the appearance of the old Fremont School which had been converted into offices

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for the Board of Education as well as the Sedway Building. The new Legislative Building renderings were just as impressive. He felt that these costs would prevent relocation of the capitol to Las Vegas. Mr. Berkich felt that reduced renderings of the Legislative Building should be available soon and could be obtained at his office. Discussion noted the construction timetable for this project, the Downtown Beautification project's progress, and the Governor's dedication/commitment to the City.

There being no other matters for consideration, the meeting was adjourned by mutual consent at 2:20 p.m.

The Minutes of the November 19, 1995, Carson City Board of Supervisors meeting

ARE SO APPROVED ON \_\_\_\_December\_7\_, 1995.

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

ATTEST:

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