

A. ACTION ON A SPECIAL EVENT SHORT-TERM BUSINESS PERMIT AND WAIVER OF THE \$50.00 PER DAY PROMOTER FEE FOR CAPITAL CITY FAIR TO BE HELD AT FUJI PARK ON JULY 29-31, 1994 (1-0193) - Discussion stressed the Board's concern about the tardiness of the application. The insurance certificate had not yet been received. Member Smith moved that the Liquor and Entertainment Board approve the Special Events Short-Term Business Permit and waiver of the \$50 per day promoter fee for the Capital City Fair to be held at Fuji Park on July 29 through July 31 subject to the submittal by the Applicant of the insurance policy. Member Ayres seconded the motion. Motion carried 4-0.

B. ACTION ON AN ENTERTAINMENT PERMIT WITH WAIVER OF APPLICATION FEE OF \$100.00 AND PERMIT FEE OF \$100.00 FOR CAPITAL CITY FAIR TO BE HELD AT FUJI PARK ON JULY 29-31, 1994 (1-0378) - Member Smith moved that the Liquor and the Entertainment Board approve an Entertainment Permit with waiver of the application fee of \$100 and a permit fee of \$100 for the Capital City Fair to be held at Fuji Park on July 29 through 31, 1994, subject to the insurance certificate being issued to the City. Member Ayres seconded the motion. Motion carried 4-0.

There being no other matters for discussion 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 was present although Supervisor Tatro was absent as previously noted.

4. CONSENT AGENDA (1-0402)

- A. TREASURER**
- i. ACTION ON REMOVAL OF PARTIAL 1993-94 REAL PROPERTY TAXES ON PARCEL NO. 8-125-17 DUE TO STATE OF NEVADA ACQUISITION OF PROPERTIES**
 - ii. ACTION ON TREASURER REPORT FOR THE MONTH OF MAY 1994**
 - iii. ACTION ON REINSTATEMENT OF REVOKED BUSINESS LICENSES**
- B. CLERK-RECORDER - ACTION ON A RESOLUTION APPROVING THE DESTRUCTION OF VARIOUS PERSONNEL FILES**
- C. DISTRICT ATTORNEY - ACTION ON A RESOLUTION APPROVING A GRANT OF MONEY TO RETIRED SENIOR VOLUNTEER PROGRAM, A PRIVATE ORGANIZATION, NOT FOR PROFIT**
- D. INTERNAL AUDITOR - ACTION ON APPROVAL OF THE CHECK DISBURSEMENT REGISTER FOR THE MONTH OF MAY 1994**
- E. PURCHASING DIRECTOR**
- i. ACTION ON CONTRACT NO. 9495-221 - CATCH BASIN CONVERSION, GENERAL CARSON CITY AREA**
 - ii. ACTION ON CONTRACT NO. 9394-227 - CARSON STREET OVERLAY**
 - iii. ACTION ON CONTRACT NO. 9495-002 - DIATOMACEOUS EARTH FILTER**
 - iv. ACTION ON CONTRACT NO. 9394-247 - PONY EXPRESS PAVILION TABLES, CHAIRS AND OTHER RELATED EQUIPMENT**
 - v. ACTION ON CONTRACT NO. 9394-92 - FUJI PARK RESTROOMS, FINAL PAYMENT**
 - vi. ACTION ON CONTRACT NO. 9394-163 - UPPER CENTENNIAL PARK EFFLUENT PROJECT, FINAL PAYMENT**
 - vii. ACTION ON CONTRACT NO. 9394-220 - COURTHOUSE EMERGENCY STRUCTURAL REPAIR, FINAL PAYMENT** - Supervisor Smith requested Item E. iv., Contract 9394-247, be pulled for an in-depth discussion. Mayor Teixeira requested Item C., a resolution granting RSVP financial support, be pulled. Due to a potential conflict of interest, Supervisor Ayres indicated she would abstain from voting on this item. She also requested Item E. ii., Contract 9394-227, be pulled for an in-depth discussion. Supervisor Bennett moved that the Board of Supervisors approve the Consent Agenda as presented with the exception of Action on the Resolution Approving a Grant of Monies for the Retired Senior Volunteer Program, Action on Contract 9394-227, and the Action on Contract 9394-247, and approve the Resolution authorizing

destruction of various personnel files numbered 1994-R-56. Supervisor Ayres seconded the motion. Motion carried 4-0.

Supervisor Bennett then moved to adopt Resolution No. 1994-R-57, A RESOLUTION APPROVING A GRANT OF MONEY TO RSVP, A PRIVATE ORGANIZATION, NOT FOR PROFIT. Supervisor Smith seconded the motion. Motion carried 3-0-1-1 with Supervisor Ayres abstaining and Supervisor Tatro absent.

(1-0487) Discussion ensued on Contract No. 9394-227, Carson City Street Overlay. This contract was for the Deer Run Road overlay. (1-0556) Supervisor Bennett then moved that the Board of Supervisors accept the Purchasing Department's recommendation and award Contract 9394-227 to Bidder Number 2, T. E. Bertagnolli and Associates, P. O. Box 2577, Carson City, Nevada, as the lowest responsive and responsible bidder pursuant to the requirements of NRS 3332, 338, 339, and 624 for a contract amount of--, following discussion of the amount, \$1,097,930.38 and a contingency amount of \$109,793.03, funding source is Street Overlay, funding provided in FY 9394 and 9495 budgets. Supervisor Smith seconded the motion. Motion carried 4-0.

(1-0525) (1-0605) Discussion followed on Contract 9394-247 and the process used to notify potential bidders, which Mr. Moreto defined. A local merchant was concerned about the failure to notify local businesses. Supervisor Smith requested the local merchants be added to any lists which are used for mailing the bid requests. Parks and Recreation Director Steve Kastens explained his experience with some vendors and reasons for using them to establish the desired product line and mailing list. Mayor Teixeira urged staff to add local vendors to the list whether they have the product or not. Clarification indicated the request was for only 50 tables. Supervisor Smith then moved that the Board of Supervisors accept the Purchasing and Contracts Department's recommendation and award Contract No. 9394-247, Table Cart and Table portion as follows: Table Cart portion to Bidder No. 2, Steelcore Plastics Company, P. O. Box 88447, Emeryville, California 94562, and the Table portion to Bidder No. 3, Mity-Lite, Incorporated, 1301 West 400 North, Orem, Utah 84057, as the lowest responsive and responsible bidders pursuant to the requirements of NRS Chapter 332 for a contract amount of \$1868 and \$7343.50 respectively; funding source is the Park Construction Fund as provided for in the Fiscal year 9394 budget. Supervisor Ayres seconded the motion. Motion carried 4-0.

5. TREASURER - Ted P. Thornton

A. ACTION ON A RESOLUTION CONCERNING CARSON CITY, NEVADA, IMPROVEMENT DISTRICT NO. 1 (GRAVES LANE); OVERRULING COMPLAINTS, PROTESTS AND OBJECTIONS MADE TO THE ASSESSMENTS AT THE HEARING ON SAID assessment roll; VALIDATING AND CONFIRMING THE ASSESSMENT ROLL; PRESCRIBING OTHER DETAILS IN CONNECTION THEREWITH; RATIFYING ALL ACTION TAKEN CONSISTENT WITH THE PROVISIONS HEREOF; AND PROVIDING THE EFFECTIVE DATE HEREOF (1-0803) - Bond Counsellor Jennifer Stern acknowledged that this would finalize the bond and defined the remaining staff action. Supervisor Bennett moved that the Board of Supervisors adopt Resolution No. 1994-R-58, A RESOLUTION CONCERNING CARSON CITY, NEVADA, IMPROVEMENT DISTRICT NO. 1 (GRAVES LANE); OVERRULING COMPLAINTS, PROTESTS AND OBJECTIONS MADE TO THE ASSESSMENTS AT THE HEARING ON SAID ASSESSMENT ROLL; VALIDATING AND CONFIRMING THE ASSESSMENT ROLL; PRESCRIBING OTHER DETAILS IN CONNECTION THEREWITH; RATIFYING ALL ACTION TAKEN CONSISTENT WITH THE PROVISIONS HEREOF; AND PROVIDING THE EFFECTIVE DATE HEREOF. Supervisor Smith seconded the motion. Motion carried 4-0.

B. ORDINANCE - SECOND READING - ACTION ON BILL NO. 125 - AN ORDINANCE CONCERNING CARSON CITY, NEVADA, IMPROVEMENT DISTRICT NO. 1 (GRAVES LANE); PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF SAID IMPROVEMENTS; ASSESSING A PORTION OF THE COST OF SAID IMPROVEMENTS AGAINST THE ASSESSABLE LOTS, TRACTS, AND PARCELS OF LAND BENEFITTED BY SAID IMPROVEMENTS; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN; PRESCRIBING DETAILS IN

CONNECTION THEREWITH, AND PROVIDING FOR THE EFFECTIVE DATE (1-0835) - The new pages which included the interest rates were distributed to the Board and Clerk prior to the meeting. Supervisor Bennett moved that the Board of Supervisors adopt on second reading Ordinance No. 1994-37, AN ORDINANCE CONCERNING CARSON CITY, NEVADA, IMPROVEMENT DISTRICT NO. 1 (GRAVES LANE); PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF SAID IMPROVEMENTS; ASSESSING A PORTION OF THE COST OF SAID IMPROVEMENTS AGAINST THE ASSESSABLE LOTS, TRACTS, AND PARCELS OF LAND BENEFITTED BY SAID IMPROVEMENTS; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN; PRESCRIBING DETAILS IN CONNECTION THEREWITH; AND PROVIDING FOR THE EFFECTIVE DATE. Supervisor Smith seconded the motion. Motion carried 4-0.

Supervisor Bennett noted that the paperwork was completed approximately two weeks before the project will be finished.

6. COMMUNITY DEVELOPMENT DIRECTOR - Senior Planner Rob Joiner - ORDINANCES - SECOND READING

A. ACTION ON BILL NO. 132 - AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE TITLE 18 (ZONING), SECTIONS 18.06.157 (CONDITIONAL USES IN RETAIL COMMERCIAL) AND BY ADDING BUS DEPOT AS A CONDITIONAL USE IN THE RETAIL COMMERCIAL DISTRICT AND BY ADDING SECTION 18.03.178 (BUS DEPOT) AS A DEFINITION AND OTHER MATTERS PROPERLY RELATED THERETO (PLANNING COMMISSION APPROVED 7-0-0-0) (1-0955) - Comments were solicited but none made. Supervisor Smith moved to adopt Ordinance No. 1994-38, AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE, TITLE 18, SECTIONS 18.06.157 (CONDITIONAL USES IN RETAIL COMMERCIAL) AND BY ADDING BUS DEPOT AS A CONDITIONAL USE IN THE RETAIL COMMERCIAL DISTRICT AND BY ADDING SECTION 18.03.175 (BUS DEPOT) AS A DEFINITION AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Ayres seconded the motion. Motion carried 4-0.

B. ACTION ON BILL NO. 133 - AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE 18.82.040 TO AMEND DEFINITIONS, TO AMEND 18.82.120 OBTAINING A BUILDING PERMIT; 18.82.140 ADMINISTRATION; 18.82.190 TRANSFER OF ENTITLEMENT CERTIFICATES, TO REMOVE COMMUNITY DEVELOPMENT AS THE ADMINISTERING DEPARTMENT, TO AMEND 18.82.140 ADMINISTRATION, TO AMEND 18.82.180 UNSOLD BUILDING PERMITS TO CLARIFY THE PROCESS OF ALLOCATING UNSOLD BUILDING PERMIT ENTITLEMENTS (PLANNING COMMISSION APPROVED 5-0-2-0) (1-0990) - Supervisor Smith moved to adopt on second reading Ordinance No. 1994-39, AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE 18.82.040 TO AMEND DEFINITIONS, TO AMEND 18.82.120 OBTAINING A BUILDING PERMIT; 18.82.140 ADMINISTRATION; 18.82.190 TRANSFER OF ENTITLEMENT CERTIFICATES, TO REMOVE COMMUNITY DEVELOPMENT AS THE ADMINISTERING DEPARTMENT, TO AMEND 18.82.140 ADMINISTRATION, TO AMEND 18.82.180 UNSOLD BUILDING PERMITS TO CLARIFY THE PROCESS OF ALLOCATING UNSOLD BUILDING PERMIT ENTITLEMENTS. Supervisor Ayres seconded the motion. Motion carried 4-0.

Mayor Teixeira suggested Mr. Berkich handle similar requests in the future and eliminate some staff time at the meetings.

7. PUBLIC WORKS DIRECTOR - Acting Public Works Director Tim Homann

A. ACTION ON ACCEPTANCE OF STREET LIGHT ENERGY PAYMENTS IN THE KINGSTON PARK SUBDIVISION (1-1025) - Supervisor Bennett expressed her pleasure at seeing the beginning of a program to light the subdivisions. Comments stressed that the fixtures are not maintained nor

replaced by Sierra Pacific Power. The City was only taking over payment of the electric bills and not maintenance of the lights. Supervisor Bennett also suggested staff negotiate with Sierra Pacific on the lighting standards. Mr. Homann outlined his contact on this subject. Supervisor Bennett suggested the City analyze the need to stock replacement parts if Sierra Pacific will not. Supervisor Bennett requested Mr. Berkich and staff work on this matter. Discussion noted the City does not currently maintain any of the street lights. Mr. Homann also delineated the current lighting program. Supervisor Smith suggested staff include this matter in the franchise discussions with Sierra Pacific. Mr. Berkich and Mr. Homann felt that Sierra Pacific was willing to negotiate on this matter. Supervisor Ayres moved that the Board accept the street light energy payments in the Kingston Park Subdivision with the caution that this action is to accept the power bills only and should be done with the understanding that all existing agreements that the Homeowners Association has with respect to maintenance of these lights does not change; fiscal impact is \$840 per year; funding source is Communication Division Street Lighting line item from the General Fund budget. Supervisor Bennett seconded the motion. Motion carried 4-0.

B. ACTION ON APPROVAL OF FUNDING FOR CLEAR CREEK ROAD CHIP SEAL IN AN AMOUNT NOT TO EXCEED \$12,000 (1-1440) - Attempts are still underway to resolve right-of-way problems and offer dedications for acceptance of Clear Creek Road. Douglas County had a large chip seal program and received a good bid. Therefore, it was suggested that this road be added to their list. Mr. Berkich then outlined the status of a petition circulated by the residents regarding the use of the timber sales monies for this purpose. He felt that the Board may consider this proposal in the next few weeks. Supervisor Smith moved that the Board of Supervisors approve funding for Clear Creek Road Chip Seal in an amount not to exceed \$12,000; fiscal impact is \$12,000; funding source is the Street Maintenance Fund. Supervisor Ayres seconded the motion. Motion carried 4-0.

C. ACTION TO UPHOLD PUBLIC WORKS REQUIREMENT FOR MINIMUM STREET PAVING IMPROVEMENTS ON BIGELOW DRIVE AS A CONDITION OF BUILDING ON PARCEL MAP NO. 885 LOTS (1-1565) - Pulled.

D. ORDINANCE - FIRST READING - ACTION ON AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND EBRAHIM TALEBI AND SALLY ANN TALEBI AS JOINT TENANTS, REGARDING ASSESSOR'S PARCEL NO. 8-302-04, LOCATED AT 3400 HIGHWAY 50 EAST, CARSON CITY, NEVADA (1-1575) - Discussion reflected the need to improve Highway 50 even though it has not been done in this area. Supervisor Bennett moved that the Board introduce on first reading Bill No. 134, AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND EBRAHIM TALEBI AND SALLY ANN TALEBI AS JOINT TENANTS REGARDING ASSESSOR'S PARCEL NO. 08-302-04 LOCATED AT 3400 HIGHWAY 50 E., CARSON CITY, NEVADA. Supervisor Ayres seconded the motion. Motion carried 4-0.

8. UTILITIES DIRECTOR - Dorothy Timian-Palmer

A. ACTION TO APPROVE DEDICATION OF EASEMENT FROM IRA R. ANDERSEN TO CARSON CITY (1-1748) - Installation is being done by the Long Ranch Development. Supervisor Smith moved that the Board approve and authorize the Mayor to sign the Dedication of Easement from Ira R. Andersen to Carson City for the installation and maintenance of a sewer line. Supervisor Ayres seconded the motion. Motion carried 4-0.

B. ACTION ON CONTRACT BETWEEN CARSON CITY AND THE LAKEVIEW WATER COMPANY (1-1782) - Discussion noted the mandated Federal Clean Water Act, its impact on small water companies, improvements which have been made in the Lakeview area, the emergency situation in Lakeview and reasons Ms. Timian-Palmer had authorized transferring the system to City water without prior Board authorization, and the need to carefully analyze all of the issues before assessing a connection fee to the Lakeview users. In order for the proposed \$745 credit to be accepted, Ms. Timian-Palmer recommended that the City be granted by the State permanent allocations from the Marlette/Hobart system for the 62.17 acre feet per year currently

allocated to the Lakeview area. The State language was then read and explained that if the State decides to utilize all of the Marlette/Hobart water for a new State facility within the Carson City/Storey/Lyon County area, the City would lose its water. Clarification indicated the State could only give the water to another State agency for State use. Any other user would have a lesser priority than the City. The City could protest any relocation of water to a State agency outside the Carson City/Storey/Lyon County area. Discussion ensued on the pros and cons of the proposal including the value of the Lakeview water, its system, and infrastructure. Finance Director Walker also delineated the concerns related to the Federal requirements mandating equal fees/treatment among all users. If the State does not agree to permanently allocate the water to the City, then the Lakeview users will have to pay the full connection price of \$2,000. Mr. Lipparelli explained this proposed procedure. Mayor Teixeira cautioned against balancing the proposal upon the State specifically as the City has little control over the State. He suggested the agreement be approved without the clause. Ms. Walker stressed the cost of the State water was double what it costs Carson City to produce for the same amount of water. She felt that this would subsidize the Lakeview users every month. Mr. Berkich stressed that the water being acquired for this price would not be owned by the City. Supervisor Smith indicated his support for Mayor Teixeira's position which would be to have staff negotiate to its best ability with the State rather than bring the matter back for reconsideration. Mayor Teixeira pointed out that the City is leasing water from Aqueduct I for \$60 an acre foot. Ms. Walker again emphasized the need to maintain equity.

(1-2732) Lakeview Water Company President Ron Kendall thanked the City for its assistance during the emergency.

(1-2791) **Supervisor Smith moved that the Carson City Board of Supervisors approve and authorize the contract between Carson City and the Lakeview Water Company as presented, fiscal impact to the City as presented is 35 connections at \$2745 per connection is \$96,075 with a property owner credit of \$745 per acre-foot for 62.17 acre feet is a credit of \$46,316.65 for the total gained by the Water Utility of \$49,758.35. Supervisor Bennett seconded the motion.** Clarification indicated that the credit would be issued only if the State agrees to change the language and allocate the water permanently. Mayor Teixeira requested the language be allowed but if the State does not agree, that the agreement be finalized and not have the language be the "show stopper". Mr. Lipparelli then read the language as found on Page 2, Lines 12/13. Mayor Teixeira suggested the term "permanently allocates" be changed to "presently allocates". Ms. Timian-Palmer suggested it be modified to indicate that "if the State allocates 62.1 acre feet to Carson City so that the State could use it only for its own uses but not for others". Mr. Berkich and Mayor Teixeira indicated this would be under the same terms and conditions as the City has for its allocations. This would place everyone on equal footing.

Due to the desire to get the language correct, a ten minute recess was declared at 2:20 p.m. When the meeting reconvened at 2:30 p.m., a quorum was present as previously indicated.

Supervisor Smith amended his motion to read on Page 2, Paragraph 2.2, Line 11: "The Lakeview Water Users may succeed in arranging for the State of Nevada to permanently allocate some water from the Marlette/Hobart system to the City. The City agrees to credit the Lakeview Water Users, as a single entity, \$745.00 per acre foot for each acre-foot of water that the State of Nevada provides to Carson City from the Marlette/Hobart System with the understanding that City and State agree that the State's present and new water usage and water commitments pre-dating this contract are superior to and can, if necessary, supersede the obligations contained in this contract.; and remove "due to the efforts of the Lakeview Water Users"; and continuing with "The City agrees that accumulated credits may be used to offset the cost of connection fees. The Lakeview Water Users may decide the manner in which the accumulated credit, if any, will be distributed to the Lakeview Water Users, as individuals." Supervisor Bennett continued her second. Ms. Timian-Palmer noted that the Lakeview area was in second position for water from the Marlette/Hobart system. Virginia City is in first place. Carson City would then replace Lakeview in second position. Supervisor Smith and Ms. Timian-Palmer explained the proposal to Fred Digger and a proposed agreement between the City and State. Mr. Lipparelli pointed out that the City was not promising to sign the agreement with the State as a result of the action under discussion. **The motion as indicated was then voted and carried 4-0.**

9. REDEVELOPMENT AUTHORITY (1-3182) - Mayor Teixeira then recessed the Board of Supervisors session and passed the gavel to Redevelopment Vice Chairperson Kay Bennett. For Minutes of the Redevelopment Authority, see its folder. Following adjournment of the Redevelopment Authority, Vice Chairperson Bennett returned the gavel to Mayor Teixeira who reconvened the Board of Supervisors. A quorum was present as noted although Supervisor Tatro was absent.

10. BOARD OF SUPERVISORS - REDEVELOPMENT DIRECTOR - Mary Walker - ACTION ON PETER V. INVESTMENT, INC., REQUEST FOR REDEVELOPMENT INCENTIVES FOR PROPERTY LOCATED AT THE 400 BLOCK OF NORTH CARSON STREET KNOWN AS "THE ALLEY" (2-0160) -

Supervisor Ayres moved that Redevelopment Authority approve Peter V. Investment, Incorporated, application for incentives for the project known as the "the Alley" in the amount of \$11,993 subject to the applicant signing a lien and grant agreement in accordance with the Redevelopment Incentives Program; further, the Redevelopment Authority hereby finds this project meets the requirements of NRS 279.486 and finds the project is of benefit to the redevelopment area and the immediate neighborhood in which the redevelopment area is located and that no other reasonable means of financing this project is available; the Authority further determines the incentive amount paid by the Redevelopment Authority shall be on a reimbursement basis only after the work has been completed and as tax dollars or other financing is available to the Redevelopment Authority, fiscal impact is \$11,993, and the funding source is Redevelopment Incentives Program. Supervisor Bennett seconded the motion. Comments were solicited but none made. Motion carried 4-0.

11. PERSONNEL - Personnel Manager Judie Fisher

A. ORDINANCE - FIRST READING - ACTION ON AN ORDINANCE AMENDING SECTION 2.04.400 (PUBLIC OFFICERS) OF THE CARSON CITY MUNICIPAL CODE TO ADD THE RISK MANAGER (2-0206) - Discussion between the Board and Ms. Fisher explained the position as being unclassified, his approximate salary range, reclassification of the present position, the position qualifications, and its education requirements. Supervisor Bennett moved that the Board of Supervisors introduce on first reading Bill No. 135, AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE 2.04.400 (PUBLIC OFFICERS) ADDING RISK MANAGER, the fiscal impact is \$5,325 per year, funding sources is Worker's Compensation Fund Budget; the cost is due to the appropriate salary for the responsibilities the position has absorbed. Ms. Fisher then indicated the salary was approximately \$51,000. Mr. Berkich indicated the range was a Grade 120. Supervisor Bennett amended her motion to include at a Grade 120. Supervisor Ayres seconded the motion. Motion carried 4-0.

B. ACTION ON APPROVAL OF AMENDED LABOR RELATIONS RETAINER CONTRACT WITH CHARLES COCKERILL (2-0399) - Supervisor Smith moved that the Board approve an amended labor relations retainer contract with Charles Cockerill to perform collective bargaining services on behalf of Carson City between City and labor associations; fiscal impact is \$90 per hour, not to exceed a total of \$12,000; funding source is Personnel Budget. Supervisor Bennett seconded the motion. Motion carried 4-0.

11. ANIMAL SERVICES DIRECTOR - Mike Conklin - ACTION ON A RESOLUTION PROPOSING TO THE REGISTERED VOTERS OF CARSON CITY AN ADDITIONAL LEVY AD VALOREM (PROPERTY TAX INCREASE) TO BE USED FOR FURNISHINGS, EQUIPMENT, OPERATION AND ON-GOING MAINTENANCE OF THE GREAT BASIN WILDLIFE FACILITY (ZOO) IN CARSON CITY (1-0432) - Supervisor Smith moved that the Board adopt Resolution No. 1994-R-59, A RESOLUTION PROPOSING TO THE REGISTERED VOTERS OF CARSON CITY AN ADDITIONAL LEVY AD VALOREM (PROPERTY TAX INCREASE) TO BE USED FOR FURNISHINGS, EQUIPMENT, OPERATION AND ON-GOING MAINTENANCE OF THE GREAT BASIN WILDLIFE CENTER (ZOO) IN CARSON CITY. Supervisor Bennett seconded the motion. Mr. Lipparelli outlined the General Obligation Bond procedures. Also, the Commission will consider the Capital Improvement Plan, which will be amended to include this project. The Program will not be reconsidered by the Board. The motion to adopt Resolution No. 1994-R-59 was voted and

carried 4-0.

12. CLERK-RECORDER - Kiyoshi Nishikawa

A. ACTION ON CHANGING THE HOURS OF OPERATION OF CARSON CITY MARRIAGE LICENSE BUREAU (1-0560) - Discussion ensued on the proposed hours and staffing. Board comments stressed the desire to keep the office open during the lunch hour. Chamber of Commerce Executive Director Larry Osborne supported the Board's position and stressed the importance of having the hours be consistent week after week. Supervisor Smith indicated he would approve the change in hours without the lunch hour closure. If it is determined in the future that the program is not workable, Mr. Nishikawa was to bring the matter back for reconsideration. Supervisor Smith then moved that the Board of Supervisors adopt Resolution No. 1994-R-60 with the following change being on line 8 to strike the words: "Closed from 11 a.m. to 12 p.m. for lunch". Supervisor Bennett seconded the motion. Motion was voted and carried 4-0.

B. ACTION TO RATIFY THE APPOINTMENT OF BONNIE PARNELL TO THE CHARTER REVIEW COMMITTEE (1-0791) - Supervisor Ayres moved to ratify the appointment of Bonnie Parnell to the Charter Review Committee; which is due to the resignation of Tom Perkins and is made at the recommendation of Senator Ernie Adler. Supervisor Bennett seconded the motion. Motion carried 4-0.

13. DISTRICT ATTORNEY - Deputy District Attorney Lipparelli

A. ORDINANCES - FIRST READING

i. ACTION ON APPROVAL OF THE FRANCHISE AGREEMENT BETWEEN CARSON CITY AND SOUTHWEST GAS CORPORATION (1-0818) - Mr. Lipparelli reviewed the noticing requirements and the reasons action would not be taken today. Mr. Berkich outlined the history of the negotiations and reviewed the changes including the proposed fees. Southwest Gas Vice President and Division Manager Gary Bruno supported his comments by delineating the delay in negotiations, the status of the final draft, and his desire to culminate those efforts. Mr. Berkich commended him on his willingness to negotiate. No formal action was taken.

i. ACTION ON AN ORDINANCE REPEALING SECTION 4.04.080 (FRANCHISED BUSINESS EXEMPTED) OF THE CARSON CITY MUNICIPAL CODE, ADDING SECTION 4.04.081 (SOUTHWEST GAS CORPORATION BUSINESS LICENSE FEE) AND OTHER MATTERS PROPERLY RELATED THERETO (2-1125) - Mr. Berkich outlined the ordinance. Supervisor Smith moved to introduce on first reading Bill No. 136, AN ORDINANCE REPEALING SECTION 4.04.080 (FRANCHISED BUSINESS EXEMPTED) OF THE CARSON CITY MUNICIPAL CODE ADDING SECTION 4.04.081 (SOUTHWEST GAS CORPORATION FEE) AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Bennett seconded the motion. Motion carried 4-0.

B. ACTION ON A RESOLUTION RECOMMENDING THAT THE LEGISLATURE AMEND THE CARSON CITY CHARTER TO INCREASE THE SALARY OF THE MAYOR AND OTHER MATTERS PROPERLY RELATED THERETO OR A RESOLUTION ASKING THE ADVICE OF THE REGISTERED VOTERS OF CARSON CITY REGARDING A CARSON CITY CHARTER AMENDMENT TO PROVIDE FOR AN INCREASE IN THE SALARY OF THE MAYOR (2-1145) - Mr. Lipparelli reviewed the proposed resolutions and provided reasons for having two. Charter Review Committee Chairperson Pat Jackson explained the Board's 1992 direction to place this proposal on the 1994 General Election Ballot and the Commission's reasons for recommending placing the proposal on the ballot. Mayor Teixeira expressed his reluctance to do this due to his feeling that the other Supervisors also deserved an increase and his awareness of the financial commitment when he decided to run. He felt that the Legislative Commission on salaries should be allowed to do its task. The Charter Commission's recommendation should be given to that Commission. Supervisor Smith supported the ballot proposal. Supervisor Bennett supported allowing the

Legislature to proceed. Reasons for their positions were given. Supervisor Bennett moved that the Board of Supervisors adopt Resolution No. 1994-R-61, A RESOLUTION RECOMMENDING THAT THE LEGISLATURE AMEND THE CARSON CITY CHARTER TO INCREASE THE SALARY OF THE MAYOR AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Ayres seconded the motion. Mr. Lipparelli then explained that the proposed resolution would go direct to the Legislature as proposed by the 1994 Charter Review Commission's Resolution No. 2. Therefore, the ballot would not include the original question. Mayor Teixeira iterated his desire to have the issue resolved statewide rather than only locally. The motion to adopt Resolution No. 1994-R-61 was voted by roll call with the following results: Smith - Yes, I'm not going to be a kill joy on this kind of an issue - Yes; Ayres - Yes; Bennett - Yes; and Mayor Teixeira - Yes. Motion carried 4-0.

D. ACTION ON A RESOLUTION ASKING THE ADVICE OF REGISTERED VOTERS OF CARSON CITY REGARDING A CARSON CITY CHARTER AMENDMENT TO REQUIRE SUPERVISORS TO BE NOMINATED FROM THE WARDS IN WHICH THEY LIVE, BE VOTED UPON IN THE PRIMARY ELECTION ONLY BY THE RESIDENTS OF SAID WARD AND THE TWO CANDIDATES RECEIVING THE MOST VOTES IN THE PRIMARY TO BE VOTED UPON BY THE VOTERS AT LARGE (2-1705) - Mayor Teixeira reviewed the history of this proposal. Supervisor Bennett explained her opposition to the proposal including her feeling that it would create an adverse impact on the selection process for the Hospital Board of Trustees/School Board of Directors. Supervisor Bennett read the argument against passage of the original proposal into the record, which is included on the proposed resolution. Mayor Teixeira responded by expressing his feeling that it would encourage more individuals within a ward to run for the office. Supervisor Smith expressed his support for having the issue placed on the ballot again. Supervisor Ayres iterated her objection to the proposal. Supervisor Smith moved that the Board of Supervisors adopt Resolution No. 1994-R-62, A RESOLUTION ASKING THE ADVISE OF REGISTERED CARSON CITY VOTERS REGARDING A CARSON CITY CHARTER AMENDMENT TO REQUIRE SUPERVISORS TO BE NOMINATED FROM THE WARDS IN WHICH THEY LIVE, BE VOTED UPON IN THE PRIMARY ELECTION ONLY BY THE RESIDENT OF SAID WARD AND THE TWO CANDIDATES RECEIVING THE MOST VOTES IN THE PRIMARY BE VOTED UPON BY THE VOTERS AT LARGE. Mayor Teixeira seconded the motion. The motion was voted by roll call with the following result: Ayres - No; Bennett - No; Smith - Yes; and Mayor Teixeira - Yes. Motion failed on a tied vote.

14. CITY MANAGER - John Berkich

A. ACTION ON A RESOLUTION ASKING THE ADVICE OF REGISTERED CARSON CITY VOTERS REGARDING THE ENACTMENT OF A SALES TAX ON A ONE-QUARTER OF ONE PERCENT TO PROVIDE FUNDING FOR THE VIRGINIA AND TRUCKEE RAILROAD FROM VIRGINIA CITY TO CARSON CITY (1-2306) - Supervisor Smith and Mr. Lipparelli reviewed the purpose and history of the request. The proposal's sunset clause was modified to be for a period not to exceed 15 years. Discussion included the funding which would be generated, bonding capacity, revenue stream, and projected ridership. Mayor Teixeira suggested the argument include a statement indicating the tax would be enacted only if adequate funding is provided. Supervisor Smith agreed and explained that if the projections indicate the project would not break even, it would be abandoned. Discussion noted that the Tri-County Railway Commission would own the railroad. Supervisor Bennett suggested this information also be included in the promotional material. Public comments were solicited but none made. Mr. Lipparelli then suggested modifications to the question and the proposed resolution, which were discussed by the Board. Supervisor Smith then moved that the Board of Supervisors adopt Resolution No. 1994-R-62, A RESOLUTION ASKING THE ADVISE OF REGISTERED CARSON CITY VOTERS REGARDING THE ENACTMENT OF A SALES TAX OF ONE-QUARTER OF ONE PERCENT TO PROVIDE FUNDING FOR THE VIRGINIA AND TRUCKEE RAILROAD FROM VIRGINIA CITY TO CARSON CITY, with the following changes on Page 2, Line 4, change words "not to exceed nine years" to "not to exceed 15 years"; Line 19-1/2--the last line of Page 2 to also change the nine year period to a 15 year period; change the ballot question to read: "Shall the Carson City Board of Supervisors enact an ordinance to allow an additional tax upon retailers at a rate of one-quarter of one percent upon the gross receipts

of any retailer from the sale of tangible personal property sold at retail, or stored, used or otherwise consumed in the county to provide funding for a period not to exceed 15 years for the reconstruction and start-up costs of the Virginia and Truckee Railroad from Virginia City to Carson City, which tax will not be imposed unless there is sufficient revenue to complete the project, and to add as the last sentence of the entire page, "This tax will not be enacted unless there is sufficient revenue to complete the project." as part of the argument. Clarification noted that "imposed" had been suggested originally, however, was later changed to "enacted". Supervisor Bennett seconded the motion. Mr. Lipparelli then noted an additional correction. Supervisor Smith amended his motion to include a change in the last paragraph on Page 2 to commence "The approximate \$1.5 million" to add an extra zero in the figures. Supervisor Bennett continued her second. The motion as modified was voted and carried 4-0.

B. ACTION ON A RESOLUTION PROPOSING TO THE REGISTERED VOTERS OF CARSON CITY A BALLOT QUESTION ASKING WHETHER AN ORDINANCE SHOULD BE ENACTED TO IMPOSE A TAX ON RETAILERS FOR PUBLIC MASS TRANSPORTATION AND CONSTRUCTION OF PUBLIC ROADS; AND, 15. BOARD OF SUPERVISORS - B. ACTION ITEMS: RESOLUTIONS, PROCLAMATIONS, AND OTHER ACTION ITEMS REQUESTED BY BOARD MEMBERS - DISCUSSION AND ACTION ON POSSIBLE BALLOT QUESTIONS FOR THE 1994 GENERAL ELECTION (2-3140) - Supervisor Bennett explained her reasons for recommending a sales tax for mass transportation as proposed by Lee, Scott and Cleary. Timing had prohibited her ability to give the proposal to the Chamber of Commerce for comments, for which she apologized. Feedback which she had received, however, indicated a different approach should be utilized for this purpose. The tax cap would make her proposal compete with the V&T railroad. Other options which had been explored were described. The ultimate decision was made to seek a two cent ad valorem rate increase for this purpose. This would be adequate to initiate the basic program with State and Federal assistance. This should provide adequate funding until the population base reaches 50,000 and additional State and Federal funding becomes available. Mayor Teixeira suggested this matter be discussed further during the evening session on the Public Transit Pilot Program or at a special meeting after the Chamber has reviewed the proposal. Mr. Lipparelli expressed his concern related to potential Board action on an ad valorem tax based on the agenda. He recommended the Board hold a special meeting to act on such a proposal. The GOBC would have to consider such a proposal. A special meeting had previously been scheduled for the GOBC on July 11. He then suggested a special meeting of July 18 for both the Board and Commission. Supervisor Bennett then requested his assistance in drafting a resolution for that special meeting. Supervisor Bennett then moved that this Board not approve a Resolution proposing to the voters of Carson City a ballot question asking whether an ordinance should be enacted to impose a tax on retail sales for public mass transit and construction of public roads. Supervisor Ayres seconded the motion. Motion carried 4-0.

(3-0171) Mayor Teixeira and Mr. Lipparelli explained the action just taken. Chamber of Commerce President-elect Shelly Turner explained she would not be able to attend this evening's meeting. She thanked the Board for its action and noted both the support for mass transit and opposition to a tax to fund same. Optimistically, however, it may be possible with appropriate education to get a ballot question passed. She encouraged the Board to proceed slowly. Supervisor Bennett gave her a copy of the proposal. Additional comments were solicited but none made.

(4-0075) Mayor Teixeira explained the previous action. He outlined his feeling that it was appropriate for the public transportation needs to be addressed on an incremental basis and suggested dedicating a two cent ad valorem rate to start to address these needs. Supervisor Ayres felt that the present providers should be commended on their efforts to meet this need with volunteers and fund raisers. The time was appropriate for the City to recognize the needs and become part of the answer. Mr. Lipparelli explained his need for clear direction on the language of the proposed resolution. The time frames and approval requirements were also defined. Mayor Teixeira read the proposed resolution question into the record. Supervisor Smith clarified that the two cent tax was per assessed value not per property owner. Clarification indicated none of the monies were to be used for road construction. Supervisor Bennett indicated the \$140,000 which would be raised by the tax would be used strictly for transportation related/transit related items. Supervisor Bennett moved that the Board of Supervisors direct the City Manager, his staff, and the General Obligation Bond Commission to consider the enactment of an ordinance that would allow the property tax of two cents ad valorem on assessed valuation on the Carson City property

owners in order to provide funding for basic transit needs of Carson City residents and that that ordinance be brought back for consideration by this Board on or before July 18th and to the General Obligation Bond Commission on or before July 18. Following a request for an amendment, Supervisor Bennett corrected the motion to indicate preparation of a resolution and not an ordinance. Supervisor Ayres seconded the motion. The motion was voted by roll call with the following result: Smith - Sure; Ayres - Yes; Bennett - You bet; and Mayor Teixeira - Yes. Motion carried 4-0.

Mayor Teixeira commended all on their efforts including Mr. Brotzman, Mr. Lee, Scott and Cleary Representative Gordon Shaw, and NDOT Transit Planner Sandi McGrew. Ms. McGrew agreed to assist with educating the public on the need and service. Mayor Teixeira noted that public monies could not be used for this purpose. Ms. McGrew indicated other non-profit organizations could be utilized for this purpose as well as the Task Advisory Committee.

14. C. ACTION ON APPROVAL OF THE UNCLASSIFIED COMPENSATION PLAN (3-0235) -

Mr. Berkich and Bell and Becker Representative Larry Beller - Mr. Berkich reviewed the history of the proposal and explained that action could not be taken on the proposal due to noticing requirements to the affected employees. Mayor Teixeira noted that the document was one which had been given to the Board earlier and that the Board was to have submitted written comments to Messrs. Berkich and Beller. Mr. Beller responded to Board questions and briefly reviewed the acts provided within the document. Supervisor Smith then outlined his opposition to the proposal as it was based on the Ralph Anderson study and it would allow a 7-1/2 percent merit and a COLA increase annually, which is more than granted in the private sector. The proposal would eliminate turnover and retain "dinosaurs". Discussion included an indication that the private sector would be factored into the salary comparison, the various items which could be compared when factoring the private sector and related equity concerns, the differential proposed between subordinates and management, and the proposal to deny merit and COLA adjustments if job performance is substandard. Mayor Teixeira suggested a six month period be utilized to improve job performance. He reiterated his original request for the other Supervisors to provide Mr. Berkich with their written concerns and his reasons for supporting a new approach even though he questioned the fiscal impact. Mr. Beller noted the need for the program to be flexible and reasons the Ralph Anderson study had been included in the program. No action was taken.

15. A. NON-ACTION ITEMS: INTERNAL COMMUNICATIONS AND ADMINISTRATIVE MATTERS (3-1017) - SUPERVISOR COMMENTS -

Supervisor Bennett reported on the status of the TRPA's Governing Board approval of the EIS report which enables the Forest Service to log the east shore, which she felt would commence in August. No other reports were made.

BREAK: There being no other matters for consideration until 6 p.m., Mayor Teixeira recessed the session at 4:40 p.m. When the meeting reconvened at 6 p.m. a quorum was present although Supervisor Tatro was absent as previously noted. The following staff members were present: City Manager Berkich, Clerk-Recorder Nishikawa, Deputy District Attorney Lipparelli, Principal Planner Joiner, RTC Engineer Brotzman, and Recording Secretary McLaughlin.

16. CITY MANAGER - ACTION ON THE USER-SIDE SUBSIDY PUBLIC TRANSIT PILOT PROGRAM FOR CARSON CITY (3-1052) -

Mr. Brotzman, Gordon Shaw of Lee Scott and Cleary, and Nevada Department of Transportation Transit Planner Sandi McGrew - Mr. Shaw used on overhead projector to review the proposed pilot program. (Copies of the report are included in the supporting documents.) The program would utilize current providers, include control procedures, subsidize transportation costs, could include low income individuals, stressed the need for additional funding if low income individuals are added, would establish eligibility requirements, defined the committee and its purpose, (3-1675) provided an escape clause, allowed for certification procedures, stressed benefits which could be derived from the program, questioned the effectiveness of the program if adequate funding is not provided and whether the figures provided were realistic. (3-1475) Supervisor Ayres questioned the reasons the general public was not included in the opening statement of those who could utilize the service. (3-2075) Discussion ensued between Supervisor Ayres and NDOT Transit Planner

Sandi McGrew on FTA's definition of elderly, which is at 55 or older and the definition for handicapped which could be anyone with an impairment which would prohibit his/her use of transportation. The City would have to set the eligibility requirements. Ms. McGrew also stressed that the funding available would not provide 24-hour service or provide for a \$4 ride for the general public. If all the rides are sold, the general public or any qualified individual could be denied a ride. In response to Supervisor Ayres question, Mr. Shaw explained that RSVP would continue to provide medical service to Reno without a subsidy as there is a lack of funding for such trips. Supervisor Ayres expounded on her reasons for feeling that this service as just as important as local transportation. She also explained the reasons Carson City taxicabs refused to provide service to Reno. Discussion explained the procedure used to provide transportation for college students, justified the time restrictions, OARC restrictions, demand for additional services, potential expansion of current Senior Citizen/RSVP services, potential ad valorem funding and its impact on the service demand, State and Federal grants, overall funds available for the City program and benefits of a one year pilot program when attempting to obtain those funds.

Public comments were solicited but none made.

Mr. Berkich reiterated the proposal would maintain the present services and, hopefully, expand them. Discussion indicated the proposal needed a coordinator, would not provide mass transportation or answer all of the public needs, would maximize and/or expand the present services, and provide a trail program. Supervisor Bennett moved that the Board approve a user-side subsidy public transit pilot program for Carson city to begin implementation of the Carson City Specialized Transit Service Coordination and Expansion Report. Mr. Brotzman indicated the fiscal impact would be addressed by the ad valorem tax which is currently in place. The July 93 Board action had implemented a one-half cent tax which is being used to match the grant for this purpose. Mayor Teixeira expressed his desire to have had the Board Action Request include this information. Mayor Teixeira requested an amendment to the motion, and Supervisor Bennett amended her motion to include utilization of the Board approved one-half cent ad valorem to be used as a match for Federal funding to run the pilot program. Supervisor Ayres seconded the motion. Supervisor Smith explained that this was not a new tax as it has been on the tax bill for sometime and would only utilize \$30,000 for this purpose. The motion was voted and carried 4-0.

BREAK: (4-0575) An eight minute recess was declared at 7:20 p.m. When the meeting reconvened at 7:28 p.m. a quorum of the Board was present although Supervisor Tatro was absent as previously noted.

17. COMMUNITY DEVELOPMENT DIRECTOR - Principal Planner Rob Joiner - PLANNING COMMISSION REVIEW AND APPEAL MATTERS - ACTION ON U-90/91-9(A) - AN APPEAL OF THE PLANNING COMMISSION'S DECISION TO DENY A REQUEST FOR A SPECIAL USE PERMIT FROM EUGENE LEPIRE TO ALLOW A BAR ON PROPERTY ZONED RETAIL COMMERCIAL (RC), LOCATED AT 1300 EAST FIFTH STREET (LAUNDRY LOUNGE), APN 4-113-15 (4-0585) - Scott Heaton, Gene Lepire, Joan Maker, William Hollingsworth - Mr. Joiner gave the Board, but not the Clerk, a copy of news clippings on a similar facility operated in Reno. Mr. Heaton explained the current facility; reasons for seeking an on-site license; reasons staff had changed its recommendation to approve the request; the restrictions on the number of drinks which could be served, hours of operation, and clientele; the zoning and surrounding uses; willingness to accept a six-month review period; Sheriff's Office support; objection to the findings used by the Planning Commission to deny the request; and the petition which the patrons had signed seeking the additional service. He then responded to Board questions by explaining how juveniles will be kept from the bar area. Supervisor Bennett outlined her personal inspection of the facility and support for the proposal. Supervisor Smith explained his business and his personal knowledge of the facility. He also expressed his concern about the fact that the petitioners were not residents of the neighborhood and that the neighborhood objected to the request. Mr. Heaton felt this was because property owners have their own laundry equipment. He felt that the restrictions proposed should address all of the neighbors concerns. Supervisor Smith explained to Mr. Heaton that he had the responsibility to prove his case/eliminate the opposition/address the concerns rather than have the neighbors prove the negative impact. Mr. Heaton felt that this had been done. He also stressed that the proposal would not create a bar with the accessory use being for a laundromat. Supervisor Ayres explained her opposition to having a

laundromat with liquor. She felt it was normal for a pizza parlor to have beer/wine. She felt that Mr. Lepire should have opened a restaurant and bar originally and forget about the laundromat. Mayor Teixeira expressed his feeling that Mr. Lepire was aware of the conditions when he acquired the property. He questioned whether the conditions could be realistic controlled/policed. (4-1690) Mr. Lepire explained he had eight slots in the facility and had an additional potential of 15 more if approved by the Gaming Commission. He felt that the operation was the new vision for laundromats. He was willing to eliminate the two drink limit or modify the hours. Mr. Heaton indicated Special Use Permits could not be transferred. Mayor Teixeira felt that once a Special Use Permit is authorized for a site/operation, it would remain even if the owners change. Mayor Teixeira voiced his objection to such a use in a residential neighborhood. Mr. Lepire felt that the Eagles Lodge maintains a full bar and sells to the general public. Mayor Teixeira indicated this was a private facility. Supervisor Bennett used the petition to show that the neighborhood does use the facility and encouraged the Board to listen to their voices in the deliberations. She felt that the restrictions could be enforced and that drinking on premise would be controlled better than the present practice which allows for the purchase and drinking in an automobile. She also felt that the applicant had gone beyond the normal liquor license requirements. Mr. Joiner explained the Commission's finding number four. He also explained that under Title 18 a Special Use Permit would be transferred to a new owner, however, on this specific request, a condition would require Planning Commission review before being transferred.

(4-2165) Joan Maker explained her residential site and reasons for feeling that the entire City used the facility, not just the neighborhood. She was concerned about the increased traffic which would result from the increase in business and questioned the site of any pizza parlor in a residential area and the hidden agenda behind the request as Mr. Lepire had purported indicated only eight percent of the clientele purchase liquor. (4-2265) William Hollingsworth explained his representation as a member of the Board for the Carson Park Homeowners Association and its opposition to the request as well as the present operation. He felt that individuals were being served in the parking lot who are under 18 and reasons law enforcement did not do anything about such offenses. He also noted the problems found on Como Street which he felt were related to Mr. Lepire's operation. He also explained his personal knowledge of the Eagle Lodge and its operation.

(4-2386) Mayor Teixeira then explained several petition signatures from the neighborhood who lived in apartments and opposed the request. Mr. Lepire pointed out the size of his original opposition and the reduced numbers this evening. He also stressed his feeling that he had improved the neighborhood. His proposal would eliminate the current on-site drinking which is occurring in the parking lot. Mayor Teixeira noted the telephone calls and letters of opposition which he had received. He felt that the people in the general neighborhood have a right to say what should be allowed in the area. They did not see any beneficial value. Mr. Lepire felt that the Satan Bar was in a residential area. Mayor Teixeira noted this within a half-of-a-block of Carson Street. Mr. Lepire continued to stress his feeling that the request should be approved and if it was not financially successful, he would remove it. Supervisor Smith then moved that the Board of Supervisors uphold the Planning Commissions decision to deny U-9091-9(A), a Special Use Permit request from Eugene Lepire to allow a bar on property zoned retail commercial located at 1300 East Fifth Street, known as the Laundry Lounge, Assessor's Parcel No. 4-113-15, and that the motion was reflective of the Planning Commission findings. Supervisor Ayres seconded the motion. Comments were solicited but none made. The motion was voted by roll call with the following result: Bennett - No; Ayres - Yes; Smith - Yes; and Mayor Teixeira - Yes. Motion carried 3-1 with Supervisor Tatro absent.

There being no other matters for consideration, Supervisor Smith moved to adjourn. Supervisor Ayres seconded the motion. Motion carried 4-0. Mayor Teixeira adjourned the meeting at 8:20 p.m.

The Minutes of the July 7, 1994, Carson City Board of Supervisors meeting

ARE SO APPROVED ON ____September_15____, 1994.

_____/s/_____

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Marv Teixeira, Mayor

ATTEST:

/s/ _____
Kiyoshi Nishikawa, Clerk-Recorder