

CARSON CITY BOARD OF SUPERVISORS

Minutes of the October 2, 2014 Meeting

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A regular meeting of the Carson City Board of Supervisors was scheduled for 8:30 a.m., on Thursday, October 2, 2014 in the Community Center Sierra Room, 851 East William Street, Carson City, Nevada.

PRESENT: Mayor Robert Crowell

Supervisor Karen Abowd, Ward 1

Supervisor Brad Bonkowski, Ward 2

Supervisor John McKenna, Ward 3

Supervisor Jim Shirk, Ward 4

STAFF: Nick Marano, City Manager

Alan Glover, Clerk - Recorder

Marena Works, Deputy City Manager

Randal Munn, Chief Deputy District Attorney

Kathleen King, Chief Deputy Clerk

NOTE: A recording of these proceedings, the Board's agenda materials, and any written comments or documentation provided to the Clerk, during the meeting, are part of the public record. These materials are available for review, in the Clerk's Office, during regular business hours.

1 - 4. CALL TO ORDER, ROLL CALL, INVOCATION, AND PLEDGE OF ALLEGIANCE

(8:28:58) - Mayor Crowell called the meeting to order at 8:28 a.m. Mr. Glover called the roll; a quorum was present. Mayor Crowell called for First United Methodist Church Pastor Rob Jennings-Teats and, when no one was forthcoming, called for a moment of silence. At Mayor Crowell's request, Western Nevada College President Chet Burton led the pledge of allegiance.

5. PUBLIC COMMENT (8:30:42) - Mayor Crowell entertained public comment. (8:30:53) Carson City Chamber of Commerce Executive Director Ronni Hannaman thanked Costco for providing 900 one-gallon mums "that you will be seeing all over the City." In reference to item 19(B), Ms. Hannaman expressed the opinion that "of anything the City has done in the past, ... the NV150 Fair probably brought out all the young families in Carson City. It was an amazing event ..." Ms. Hannaman commended Fair Manager Susan Taylor and Deputy City Manager Marena Works, and expressed a desire to see the fair "continue on ... as a summer event." She expressed the support of the Chamber of Commerce, and committed to "help[ing] get the other businesses on board." Mayor Crowell thanked the Chamber of Commerce for providing volunteers and other support.

(8:35:16) Robert Glenn "echoed the sentiments" of Ms. Hannaman, and commended the NV150 Fair as a "full, community-wide event." Mayor Crowell entertained additional public comment; however, none was forthcoming.

6. POSSIBLE ACTION ON APPROVAL OF MINUTES - June 19, 2014 (8:37:53) - Mayor Crowell entertained suggested revisions to the minutes and, when none were forthcoming, a motion. **Supervisor Bonkowski moved to approve the minutes, with a correction to the acceptance date. Supervisor Abowd seconded the motion. Motion carried 5-0.**

7. POSSIBLE ACTION ON ADOPTION OF AGENDA (8:38:43) - Mayor Crowell entertained modifications to the agenda and, when none were forthcoming, deemed it adopted as published.

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8. SPECIAL PRESENTATIONS

8(A) PRESENTATION OF A PROCLAMATION FOR POVERTY AWARENESS WEEK, OCTOBER 13 - 19, 2014 (8:39:06) - Mayor Crowell introduced this item, and requested the Board members to join him at the podium. Mayor Crowell invited Carson City Circles Initiative Executive Director Brenda Silis and Board of Directors President Shelly Aldean to the podium, and read into the record the language of a Proclamation, the original of which he presented to Ms. Silis. (8:42:05) Ms. Aldean thanked the Board for the ongoing support of the City, and recognized the Ron Wood Family Resource Center and F.I.S.H. as sister organizations. (8:44:16) Ms. Silis thanked the Board for the Proclamation and for raising awareness of poverty in the community. The Board members, City staff, and citizens present applauded.

8(B) PRESENTATION OF A PROCLAMATION RECOGNIZING PROFESSOR MARILEE SWIRCZEK, PROFESSOR DON CARLSON, THE STUDENTS OF WESTERN NEVADA COLLEGE, AND THE CITIZENS OF CARSON CITY THAT HAVE MADE "ALWAYS LOST: A MEDITATION ON WAR," A REALITY AND A NATIONAL TREASURE FOR GENERATIONS TO COME (8:45:32) - Mayor Crowell introduced this item, and recognized Senator Dean Heller and Congressman Mark Amodei, who were present in the meeting room. Mayor Crowell invited Western Nevada College President Chet Burton, and Professors Swirczek and Carlson to join him at the podium, and read into the record the language of the Proclamation. Mayor Crowell presented the original Proclamation to Mr. Burton. (8:50:14) Professor Swirczek provided background information on the exhibit, requested the "Always Lost" team to stand, and introduced them. The Board members, City staff, and citizens present applauded. Professor Swirczek thanked the veterans who were present in the meeting room. (8:53:51) Professor Carlson provided additional details regarding the traveling exhibit. Mayor Crowell recognized UNR Board of Regents Member Ron Knecht and State Cultural Affairs Department Director Peter Barton, who were also present in the meeting room. Mayor Crowell thanked Senator Heller and Assemblyman Amodei for their attendance and participation.

9. RECESS BOARD OF SUPERVISORS (8:59:15) - Mayor Crowell recessed the meeting at 8:59 a.m.

LIQUOR AND ENTERTAINMENT BOARD

10. CALL TO ORDER AND ROLL CALL (9:12:50) - Chairperson Crowell called the Liquor and Entertainment Board to order at 9:12 a.m., noting the presence of a quorum, including Member Ken Furlong.

11. PUBLIC COMMENT (9:13:15) - Chairperson Crowell entertained public comment; however, none was forthcoming.

12. COMMUNITY DEVELOPMENT DEPARTMENT, BUSINESS LICENSE DIVISION

12(A) POSSIBLE ACTION TO APPROVE APRIL HACKETT AS THE SECONDARY LIQUOR MANAGER FOR KAD ENTERTAINMENT, LLC DBA THE SPOKE BAR & GRILL (LIQUOR LICENSE NO. 15-26547), LOCATED AT 3198 NORTH DEER RUN ROAD (9:13:24) - Mayor Crowell introduced this item. Senior Permit Technician Lena Reseck reviewed the agenda materials, noting staff's recommendation of approval. (9:13:57) April Hackett provided an overview of the business. She responded to questions regarding her schedule and Kim Dandos' plans for involvement in

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the business. Ms. Hackett acknowledged the existing controls to prevent the sale of alcohol to minors will remain in place.

Chairperson Crowell entertained public comment and, when none was forthcoming, a motion. **Member Abowd moved to approve April Hackett as the secondary liquor manager for KAD Entertainment, LLC, dba The Spoke Bar and Grill, liquor license number 15-26547, located at 3198 North Deer Run Road. Member Bonkowski seconded the motion.** Chairperson Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [6 - 0]
MOVER:	Member Karen Abowd
SECOND:	Member Brad Bonkowski
AYES:	Members Abowd, Bonkowski, McKenna, Furlong, Shirk, Chair Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

Mayor Crowell thanked Ms. Hackett and requested her to convey the Board's greetings to Ms. Dandos.

12(B) POSSIBLE ACTION TO APPROVE HARBANS SINGH AND CHETAN SINGH AS THE LIQUOR MANAGERS FOR WALIA ENTERPRISES, LLC DBA ALOHA LIQUOR (LIQUOR LICENSE NO. 15-30156), LOCATED AT 4555 SOUTH CARSON STREET (9:15:52) - Chairperson Crowell introduced this item. Senior Permit Technician Lena Reseck reviewed the agenda materials, noting staff's recommendation of approval. (9:16:22) Mr. Singh provided background information on Walia Enterprises, LLC and the Aloha Liquor operation. In response to a question, he discussed the methods by which sales of alcohol to minors will be prevented.

Chairperson Crowell entertained public comment and, when none was forthcoming, a motion. **Member Bonkowski moved to approve Harbans Singh and Chetan Singh as the liquor managers for Walia Enterprises, LLC dba Aloha Liquor, liquor license 15-30156, located at 4555 South Carson Street. Member Abowd seconded the motion.** Chairperson Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [6 - 0]
MOVER:	Member Brad Bonkowski
SECOND:	Member Karen Abowd
AYES:	Members Bonkowski, Abowd, McKenna, Furlong, Shirk, Chair Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

Mayor Crowell thanked Mr. Singh for investing in Carson City.

13. PUBLIC COMMENT (9:18:56) - Chairperson Crowell entertained public comment; however, none was forthcoming.

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14. ACTION TO ADJOURN LIQUOR AND ENTERTAINMENT BOARD (9:19:11) - Chairperson Crowell adjourned the Liquor and Entertainment Board meeting at 9:19 a.m.

15. RECONVENE BOARD OF SUPERVISORS (9:19:15) - Mayor Crowell reconvened the Board of Supervisors meeting at 9:19 a.m.

ORDINANCES, RESOLUTIONS, AND OTHER ITEMS

16. PURCHASING AND CONTRACTS

16(A) POSSIBLE ACTION TO APPROVE CONTRACT NO. 1415-076, A REQUEST TO HAVE THE BOARD OF SUPERVISORS DETERMINE THAT THE LISTED CITY PROPERTY IS NO LONGER REQUIRED FOR PUBLIC USE, AND DEEM ITS SALE BY PUBLIC AUCTION DESIRABLE AND IN THE BEST INTERESTS OF CARSON CITY (9:19:24) - Mayor Crowell introduced this item. Purchasing and Contracts Manager Kim Belt reviewed the agenda materials, and responded to questions of clarification. In response to a question, Finance Department Director Nick Providenti advised that the sales proceeds will be allocated to the general fund. Supervisor McKenna suggested giving consideration to allocating the sales proceeds to capital projects.

Mayor Crowell entertained additional Board member and public comments and, when none were forthcoming, a motion. **Supervisor Abowd moved to approve Contract No. 1415-076, a request to have the Board of Supervisors determine that the listed City property is no longer required for public use, and deem its sale, by public auction, desirable and in the best interests of Carson City. Supervisor McKenna seconded the motion.** Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Karen Abowd
SECOND:	Supervisor John McKenna
AYES:	Supervisors Abowd, McKenna, Bonkowski, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

16(B) POSSIBLE ACTION TO DETERMINE THAT GENEY / GASSIOT, INC. IS THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, PURSUANT TO NEVADA REVISED STATUTES CHAPTER 338, AND TO AWARD CONTRACT NO. 1415-019, TITLED, "FLEET FACILITY EXPANSION," TO GENEY / GASSIOT, INC., FOR A BASE BID AMOUNT OF \$1,456,097.00, WITH A CONTINGENCY AMOUNT NOT TO EXCEED \$145,609.00, FOR A TOTAL CONTRACT AMOUNT OF \$1,601,706.00, TO BE FUNDED FROM THE CAPITAL PROJECTS / CONSTRUCTION ACCOUNT IN THE FLEET FUND, AS PROVIDED IN THE FY 2014 / 2015 BUDGET (9:22:32) - Mayor Crowell introduced this item, and Purchasing and Contracts Manager Kim Belt reviewed the agenda materials. Public Works Department Director Darren Schulz responded to questions of clarification.

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Mayor Crowell entertained public comment and, when none was forthcoming, a motion. **Supervisor Abowd moved to determine that Genet / Gassiot, Inc. is the lowest responsive and responsible bidder, pursuant to NRS 338, and to award Contract No. 1415-019, titled, "Fleet Facility Expansion," to Geney / Gassiot, Inc., for a base bid amount of \$1,456,097.00, with a contingency amount not to exceed \$145,609.00, for a total contract amount of \$1,601,706.00, to be funded from the capital projects / construction account in the fleet fund, as provided in the FY 2014 / 2015 budget. Supervisor Bonkowski seconded the motion.** Mayor Crowell entertained discussion on the motion. Mr. Schulz acknowledged that grant funding has already been awarded. Mayor Crowell called for a vote on the pending motion.

RESULT:	Approved [5 - 0]
MOVED:	Supervisor Karen Abowd
SECOND:	Supervisor Brad Bonkowski
AYES:	Supervisors Abowd, Bonkowski, McKenna, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

16(C) POSSIBLE ACTION TO DETERMINE THAT INSITUFORM TECHNOLOGIES, LLC IS THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, PURSUANT TO NEVADA REVISED STATUTES CHAPTER 338, AND TO AWARD CONTRACT NO. 1415-018, TITLED, "PHEASANT DRIVE SEWER MAIN REHABILITATION PROJECT," TO INSITUFORM TECHNOLOGIES, LLC, FOR A BASE BID AMOUNT OF \$109,728, WITH A CONTINGENCY AMOUNT NOT TO EXCEED \$10,000, FOR A TOTAL CONTRACT AMOUNT OF \$119,728, TO BE FUNDED FROM THE CAPITAL PROJECTS / CONSTRUCTION ACCOUNT IN THE SEWER FUND, AS PROVIDED IN THE FY 2014 / 2015 BUDGET (9:26:40) - Mayor Crowell introduced this item, and Purchasing and Contracts Manager Kim Belt reviewed the agenda materials. Public Works Department Director Darren Schulz responded to questions of clarification regarding details of the project and the bid. Finance Department Director Nick Providenti agreed to discuss, with the City Manager, a request to include in the agenda materials the amount budgeted in the line item from which the project is being funded and the amount spent year to date from the budget line item. Ms. Belt responded to additional questions of clarification.

Mayor Crowell entertained public comment and, when none was forthcoming, a motion. **Supervisor Bonkowski moved to determine that Insituform Technologies, LLC is the lowest responsive and responsible bidder, pursuant to NRS 338, and to award Contract No. 1415-018, titled, "Pheasant Drive Sewer Main Rehabilitation Project," to Insituform Technologies, LLC for a base bid amount of \$109,728.00, with a contingency amount not to exceed \$10,000, for a total contract amount of \$119,728.00, to be funded from the capital projects / construction account in the sewer fund, as provided in the FY 2014 / 2015 budget. Supervisor McKenna seconded the motion.** Mayor Crowell entertained discussion on the motion. In response to a question, Mr. Schulz advised that the subject project was included in the budget which was presented to the Utilities Financial Oversight Committee. Mayor Crowell entertained additional discussion on the motion and, when none was forthcoming, called for a vote.

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RESULT:	Approved [5 - 0]
MOVER:	Supervisor Brad Bonkowski
SECOND:	Supervisor John McKenna
AYES:	Supervisors Bonkowski, McKenna, Abowd, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

17. FINANCE DEPARTMENT

17(A) DISCUSSION AND POSSIBLE ACTION TO APPROVE CONTRACT TEMPLATES FOR CARSON CITY CONSTRUCTION CONTRACTS, CARSON CITY PROFESSIONAL SERVICES CONTRACTS, AND CARSON CITY INDEPENDENT CONTRACTOR AGREEMENTS (9:33:49) - Mayor Crowell introduced this item. Finance Department Director Nick Providenti provided background information and reviewed the agenda materials. In response to a comment, Mr. Providenti advised of having received input from Chief Deputy District Attorney Randy Munn, and expressed the understanding that he has "blessed these contracts; that they are in the best interests of the City; and that they'll help protect the City as best that they can." Mr. Munn provided background information on, and an overview of, the contract revision process. Discussion followed, and Mr. Munn acknowledged confidence in the legal sufficiency of the contract templates. In response to a question, Public Works Department Director Darren Schulz advised that bid documents are in the process of being reviewed to establish "similar guidelines, but they're not quite as black and white there as they are here." Additional discussion took place, and Mr. Providenti pointed out that the templates should be considered as "living documents" that will be revisited after each legislative session, based on statutory revisions. He acknowledged the possibility of developing checklists.

Mayor Crowell entertained public comment and, when none was forthcoming, a motion to approve the templates without making a finding on their legal sufficiency. **Supervisor Bonkowski moved to approve the contract templates for Carson City construction contracts, Carson City professional services contracts, and Carson City independent contractor agreements, with no comments on the legality or the sufficiency of the contracts themselves.** **Supervisor Abowd seconded the motion.** Mayor Crowell entertained discussion on the motion, and Supervisor McKenna noted a correction to a portion of the motion which had been missated. **Supervisor Bonkowski so amended his motion.** **Supervisor Abowd continued her second.** Mayor Crowell called for a vote on the pending motion.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Brad Bonkowski
SECOND:	Supervisor Karen Abowd
AYES:	Supervisors Bonkowski, Abowd, McKenna, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

17(B) POSSIBLE ACTION TO ACCEPT THE REPORT ON THE CONDITION OF EACH FUND IN THE TREASURY AND THE STATEMENTS OF RECEIPTS AND EXPENDITURES, THROUGH SEPTEMBER 23, 2014, PURSUANT TO NRS 251.030 AND NRS 354.290 (9:52:20) -

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Mayor Crowell introduced this item, and Finance Department Director Nick Providenti reviewed and responded to questions which had been sent by email prior to the meeting. Mayor Crowell entertained public comment and, when none was forthcoming, a motion. **Supervisor Bonkowski moved to accept the report on the condition of each fund in the treasury, and the statements of receipts and expenditures, through September 23, 2014, pursuant to NRS 251.030 and NRS 354.290. Supervisor Abowd seconded the motion.** Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Brad Bonkowski
SECOND:	Supervisor Karen Abowd
AYES:	Supervisors Bonkowski, Abowd, McKenna, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

18. PARKS AND RECREATION DEPARTMENT - POSSIBLE ACTION TO ACCEPT THE RECOMMENDATION OF THE OPEN SPACE ADVISORY COMMITTEE TO NOT PURSUE THE PURCHASE OF ANY AND ALL OF THE THREE PARCELS, KNOWN COLLECTIVELY AS THE HORSE CREEK RANCH (9:54:30) - Mayor Crowell introduced this item. Open Space Administrator Ann Bollinger reviewed the agenda materials in conjunction with displayed slides, responded to questions of clarification, and discussion ensued. Mr. Munn read into the record the language of the first right of refusal.

Mayor Crowell entertained public comment and, when none was forthcoming, Ms. Bollinger read into the record a portion of an October 1, 2014 letter from Michael Fagen and a portion of an October 2, 2014 email from Open Space Advisory Committee Chair Bruce Scott, both of which were distributed to the Board members, the Clerk, and made available to the public prior to the start of the meeting. Discussion ensued and, in response to a question, Engineering Manager Danny Rotter advised of no “near-term interest” in the water rights associated with the subject property. Supervisor McKenna discussed concerns relative to Old Clear Creek Road, and expressed objection to making “a mistake of allowing private lands to be developed and then developed in such a manner that the City has a massive liability or an unknown liability out there a few years from now.” He suggested that if Mr. Fagen is willing to consider a land swap, “we ought to talk to him.” Supervisor Shirk discussed concerns regarding possible development.

Ms. Bollinger responded to questions regarding the cost of the conservation easement, water rights, and the possibility of a land swap. Discussion followed, and Mayor Crowell called again for public comment. When no public comment was forthcoming, he entertained a motion. Supervisor McKenna emphasized the importance of getting “our planning ... on that area of Carson City in order.” **Supervisor McKenna moved to accept the recommendation of the Open Space Advisory Committee to not pursue the purchase of any or all of the three parcels known collectively as Horsecreek Ranch. Supervisor Bonkowski seconded the motion** for purposes of discussion. Supervisor Bonkowski requested Supervisor McKenna to consider an amendment to include a staff directive to keep an open line of communication with Mr. Fagen. **Supervisor McKenna so amended his motion. Supervisor Bonkowski continued his second.** Mayor Crowell entertained additional discussion and, when none was forthcoming, called for a vote on the pending motion.

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RESULT:	Approved [5 - 0]
MOVED:	Supervisor John McKenna
SECOND:	Supervisor Brad Bonkowski
AYES:	Supervisors McKenna, Bonkowski, Abowd, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

Mayor Crowell thanked Ms. Bollinger and requested her to convey, to Mr. Fagen, the Board's gratitude for his willingness to work with the City. Mayor Crowell recessed the meeting at 10:27 a.m., and reconvened at 10:36 a.m.

19. CITY MANAGER

19(A) STATUS REPORT AND FINAL BRIEFING ON THE NEVADA SESQUICENTENNIAL FAIR (10:36:04) - Mayor Crowell introduced this item, and Ms. Works presented a short video prepared by the Carson City Visitors Bureau ("CCVB"). Ms. Works reviewed the agenda materials, in conjunction with displayed slides. Fair Manager Susan Taylor and Ms. Works responded to questions of clarification regarding expenses incurred and the potential for additional sponsors.

(10:55:56) Transportation Manager Patrick Pittenger expressed appreciation for the assistance and cooperation of Casino Fandango staff, and advised that Casino Fandango representatives have offered to continue working with the City on future events. He acknowledged previous comments with regard to having learned from the experience relative to signage and other matters. In response to a question, he reviewed costs incurred.

(11:00:03) Nevada Sesquicentennial Fair Manager Susan Taylor provided an overview of event details and associated costs, and responded to questions of clarification.

Mayor Crowell entertained public comment. (11:04:19) University of Nevada Cooperative Extension Educator JoAnne Skelly introduced 4-H and Youth Development Programs Coordinator Sandy Wallin, and thanked the Board for sponsoring the fair. (11:05:16) Ms. Wallin discussed the "huge public response" to the fair.

(11:07:07) Robey Willis expressed appreciation to the Board for "what you did last spring by allowing this to take place." He noted the positive feedback, and requested the Board's consideration for funding next year's fair.

(11:08:43) Joy Lynn Harmer advised that her daughter had shown an animal at the fair. She expressed the opinion that the fair represented a "good investment," and that "from the website, it met your stated goals. It was a great forum for dialogue with the community." She discussed benefits of the fair to the young people who participated.

Mayor Crowell entertained additional public and Board member comments; however, none were forthcoming. Mayor Crowell thanked Ms. Works, Ms. Taylor, and all the volunteers.

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19(B) POSSIBLE ACTION THAT THE CITY ABSORB THE COST OF THE INITIAL SEED MONEY OF \$75,000 FOR THE NEVADA SESQUICENTENNIAL FAIR, AND ALLOW ANY FUNDS REMAINING IN THE FAIR ACCOUNT TO BE USED TO FUND A 2015 FAIR; AND TO ALLOCATE \$120,000 FOR THE 2015 AND 2016 FAIRS, \$30,000 OF WHICH WILL COME FROM FY 2015 BUDGETED CONTINGENCY, WITH THE ADDITIONAL \$90,000 TO BE BUILT INTO THE FY 2016 BASE BUDGET (11:14:12) - Mayor Crowell introduced this item, and Ms. Works reviewed the agenda materials. In response to a question, Supervisor Abowd advised of having spoken with Carson City Visitors Bureau (“CCVB”) Executive Director Joel Dunn and that the CCVB involvement “would be a discussion that we would have to have with the [Visitors Bureau] Board within this next couple of months.” Supervisor Abowd noted that the CCVB did contribute funding for marketing the fair and could do so again. She reiterated that the matter is “subject to a [CCVB] Board discussion with regard to funding.”

In response to a question, Finance Department Director Nick Providenti explained that Board direction would be needed relative to the requested funding, in preparation of the 2016 budget. Ms. Works and Fair Manager Susan Taylor responded to questions regarding time frames necessary for a 2015 fair. Ms. Works responded to additional questions of clarification, and discussion followed. Supervisor Shirk commended Ms. Works and Ms. Taylor, noting that he had been at the fair nearly every day at different times of the day. He agreed with not having charged an entrance fee, and reiterated his commendation on the successful event.

Supervisor Bonkowski discussed concerns over not having yet received recommendations from the Fair and Recreation Board; hidden costs; the need for a business plan to demonstrate how the fair could be more economically viable; the request to forgive the \$75,000; and a parking contract “or something to ensure ... that we have the ability to be able to handle the parking.”

Mayor Crowell entertained additional Board member questions or comments and, when none were forthcoming, public comments. (11:31:22) Joy Lynn Harmer discussed the importance of “keep[ing] the momentum going. ... We're only able to get ... more abundant sponsorships if we know now and can start working on them ... This is a fairly narrow time frame and a lot of your concerns, we need to know can we do it next year? Can we go forward? And if so, then we can work on making it economically viable and standing on its own ...”

Mayor Crowell entertained additional public comment and, when none was forthcoming, additional Board member discussion. Supervisor McKenna expressed support for the fair in that “it brought the community together; it brought outside eyes into the community that enhanced the business of the community, ... the children of the community, ... education ...” He suggested that not building the Fuji Park sign would yield the required funding for next year's fair. He expressed concern with regard to continuing to spend from the City's contingency fund. Mr. Marano discussed the proposed funding mechanism for the 2015 and 2016 fair events. (11:35:36) Parks and Recreation Department Director Roger Moellendorf advised of no contractual obligations relative to constructing the Fuji Park sign. In response to a question, he suggested that the signage would “probably be important in promoting the fair.” In response to a further question, he advised that the grant funding opportunity with the Nevada Commission on Tourism, relative to the proposed signage, could be lost if the sign is not constructed. Supervisor Abowd expressed concern with regard to waiting to take action until a recommendation can be forwarded from the CCVB, and discussion followed.

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Mayor Crowell entertained a motion. **Supervisor McKenna moved to allow any funds remaining in the fair account to be used to fund a 2015 fair, and to allocate \$120,000 for the 2015 and 2016 fairs, \$30,000 of which will come from FY 2015 budgeted contingency, with the additional \$90,000 to be built into the FY 2016 base budget. Supervisor Shirk seconded the motion.** Mayor Crowell entertained discussion on the motion. Supervisor McKenna explained the intent of the motion “to move this along, recognizing that we think that this is something the community wants and that it is something good for the community and it's something we can build on.” He requested to continue the discussion regarding business plans, funding, other organizations taking over activities, and financial responsibility. He expressed the opinion that the proposed Fuji Park signage or “some other community events” should be reconsidered. Supervisor Abowd expressed agreement with continuing the fair, and commended Ms. Taylor and Ms. Works on a phenomenal job. She suggested working through the possibilities “to expand, to share the funding, to share the responsibility ...” Mayor Crowell entertained additional discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [4 - 1]
MOVER:	Supervisor John McKenna
SECOND:	Supervisor Jim Shirk
AYES:	Supervisors McKenna, Shirk, Abowd, and Mayor Crowell
NAYS:	Supervisor Brad Bonkowski
ABSENT:	None
ABSTAIN:	None

(12:40:43) At Mr. Munn's request, Supervisor McKenna clarified the intent of his motion relative to the \$75,000. “It was not mentioned and so, therefore, it's still out there and it's still an item of discussion.” He explained the intent of his motion and reiterated he had not “address[ed] the \$75,000. ... That's an item for future discussion.”

20. PUBLIC WORKS DEPARTMENT

20(A) POSSIBLE ACTION TO APPROVE THE RECLASSIFICATION OF ONE ELECTRICAL / SIGNAL TECHNICIAN 3 POSITION TO AN ELECTRICAL - COMMUNICATION FOREMAN POSITION WITH THE PUBLIC WORKS DEPARTMENT

(11:46:00) - Mayor Crowell introduced this item, and Public Works Department Director Darren Schulz reviewed the agenda materials. Supervisor McKenna discussed the importance of “stay[ing] small, ... lean, and ... look[ing] at every department, every position and see what we really need.” In response to a question, Mr. Schulz discussed the purpose for the requested reclassification, noting that the request is “in line with the Pontifex study ... recommendations.” He advised of the intent to return to the Board “in the next couple years to add to this division ... because we're not keeping up with the work load.” Mr. Marano provided additional clarification of the foreman's responsibilities, and discussion followed.

At Mayor Crowell's request, Control Systems Operations Manager James Jacklett reviewed the multiple responsibilities of his division. He suggested considering the reclassification request as “more of a transfer of our operations. Things that we used to do manually are being done by machines now and we're the ... group that make that happen.” Mayor Crowell thanked Mr. Jacklett, and entertained public comment or additional Board member questions or comments. When no further questions or comments were forthcoming, he entertained a motion. **Supervisor Abowd moved to approve the reclassification of one electrical / signal technician 3 position to an electrical - communication foreman position with the**

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Public Works Department. Supervisor Bonkowski seconded the motion. Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [5 - 0]
MOVED:	Supervisor Karen Abowd
SECOND:	Supervisor Brad Bonkowski
AYES:	Supervisors Abowd, Bonkowski, McKenna, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

20(B) 2014 STORM / FLOOD EVENTS PRESENTATION (11:59:48) - Mayor Crowell introduced this item. Public Works Department Director Darren Schulz provided background information and narrated a PowerPoint presentation which was also included in the agenda materials. (12:07:03) Storm Water Engineer Robb Fellows narrated that portion of the PowerPoint presentation relative to cost. (12:09:00) Fire Chief Stacey Giomi narrated that portion of the PowerPoint presentation relative to the FEMA Public Assistance Program. Chief Giomi and Finance Department Director Nick Providenti responded to questions regarding insurance coverage and the City's insurance fund. Mr. Fellows reviewed the Possible Future Storm Trends and the Storm Water Funding History sections of the PowerPoint presentation. Mr. Schulz concluded the presentation by reviewing Prevention Measurements.

In consideration of unexpected and violent weather events in the area, Supervisor McKenna expressed the opinion that "the flexible way of doing it is best." He inquired as to the possibility of connecting to NDOT's cement culverts on the east side of Edmonds Drive. He discussed concerns about "things that are going to cause major hardship if they are allowed to fail," noting Sierra Vista Lane and Old Clear Creek Road as examples.

Mayor Crowell entertained public comment. (12:35:37) Bonnie Vivant commended the Public Works Department on their "courtesy and professionalism" in the clean up efforts following the flood events. She discussed the damage to her property. She suggested considering the cost associated with taking over roads in the future, and reiterated her appreciation to the Public Works Department. Supervisor Shirk commended Mr. Schulz on his quick response to citizens.

21. BOARD OF SUPERVISORS NON-ACTION ITEMS: FUTURE AGENDA ITEMS

STATUS REVIEW OF PROJECTS

INTERNAL COMMUNICATIONS AND ADMINISTRATIVE MATTERS

CORRESPONDENCE TO THE BOARD OF SUPERVISORS

STATUS REPORTS AND COMMENTS FROM BOARD MEMBERS (12:42:05) - Mayor Crowell announced that the NACo Conference will be held in Ely, Nevada this year. Supervisor Shirk requested an "update on the Eagle Valley Golf Course budget." Supervisor Bonkowski provided additional clarification. Supervisor Shirk inquired as to whether there will be "an oversight committee for the

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Humane Society.” Mr. Marano advised that part of the resolution included a Carson City Partnership Committee. He further advised of having forwarded Supervisor Shirk's and Candy Roper's names to the Nevada Humane Society, and that staff is “putting together the other members of that partnership committee.”

STAFF COMMENTS AND STATUS REPORT

RECESS AND RECONVENE BOARD OF SUPERVISORS (12:44:24; 2:01:05) - Mayor Crowell recessed the meeting at 12:44 p.m., and reconvened at 2:01 p.m.

22. COMMUNITY DEVELOPMENT DEPARTMENT, PLANNING DIVISION

22(A) POSSIBLE ACTION TO CONSIDER AN APPEAL OF THE PLANNING COMMISSION'S DECISION TO APPROVE A SPECIAL USE PERMIT FOR MULTI-FAMILY DWELLING UNITS, ON PROPERTY ZONED RESIDENTIAL OFFICE (“RO”), LOCATED AT 812 NORTH DIVISION STREET, APN 001-191-06, SUP 14-036 (2:01:28) - Mayor Crowell introduced this item, and Planning Manager Susan Dorr Pansky reviewed the agenda materials in conjunction with displayed slides. Ms. Dorr Pansky responded to questions of clarification throughout her presentation.

Mayor Crowell provided direction with regard to the testimony format, and invited the appellants to the podium. (2:18:32) Alexander Kirsch distributed reference materials to the Board members and the Clerk. Mayor Crowell provided additional direction with regard to staying within the record of testimony which was presented to the Planning Commission. Senior Deputy District Attorney Joseph Ward provided additional direction. Mr. Kirsch read a prepared statement into the record, and responded to corresponding questions of clarification.

In response to a question, Ms. Dorr Pansky explained the requirement for Historic Resources Commission “approval again in its revised form.” She clarified that the project is “substantially in compliance with the current approval for the duplexes today, but the modifications that need to be approved will be related to the landscaping, related to the parking, and to minor changes in the building exterior.” In response to a further question, Community Development Director Lee Plemel provided additional clarification of the typical review process. Ms. Dorr Pansky and Mr. Plemel responded to additional questions of clarification, and discussion followed which included Mr. Kirsch. Mr. Kirsch expressed no opposition to “the construction of two duplex units with the appropriate parking spots required of eight. This would actually change City ordinances to only require 1.5 parking spaces per unit and, therefore, alter future development within the Historic District if not the entire City.”

(2:58:17) Bazel Slaughter discussed concerns regarding an increase in pedestrian and vehicular traffic and the scale of the proposed project.

In response to a question, Ms. Dorr Pansky advised that the second space in a double deep garage cannot be counted toward the allowed parking. In response to a question, Mr. Ward advised that the Planning Division's public noticing process was done in accordance with applicable statutes.

(3:04:21) Brenda Dahlquist, a resident of 801 North Minnesota Street, read a prepared statement into the record expressing concerns over adhering to the provisions of the City's comprehensive master plan.

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(3:09:45) Thomas Gibbons provided background information on his residence and optometry practice in the historic district over many years. He expressed the opinion that “we have a cart before the horse issue,” and suggested the Historic Resources Commission should have reviewed this matter first. He discussed concerns that the proposed project does not fit within the historic district.

(3:13:15) Peter Smith advised that he lives in the subject neighborhood, and provided background information on his initial objection to the original project which proposed eight units. He further advised of having served two terms on the Historic Resources Commission, and discussed concerns over preventing the historic district from “turning into a parking lot.” He responded to corresponding questions of clarification.

(3:16:13) Marlene Hannafin advised that Art Hannafin had worked to oppose the subject project prior to his passing. She requested the Board to give further consideration to the project, and expressed opposition to it.

(3:17:12) Tom Strekal, a homeowner in the historic district, read a portion of a prepared statement into the record expressing opposition to the proposed project.

Mayor Crowell entertained additional public comment and, when none was forthcoming, recessed the meeting at 3:18 p.m. Mayor Crowell reconvened the meeting at 3:31 p.m., and invited Herman Bauer to the podium.

(3:31:37) Herman Bauer advised of having listened carefully to Mr. Kirsch's testimony, and discussed his intent for developing the property. In response to a question, he explained, “There is no market for lots ... The market is for single units, single people, elderly people, people who don't have cars. ... To build something for which there's no market absolutely makes no sense and that's why we decided to keep the same footprint, same exterior elevation, with one minor adjustment on Ann Street. We're adding a door. Nothing else has changed.”

(3:35:15) Siroos Alavi, of STE, provided background information on his involvement in developing the parking study, and reviewed the August 15, 2014 letter included in the agenda materials.

(3:44:05) Mr. Bauer explained the reason the trees were removed, and a brief discussion followed. He thanked the Planning Division for their comprehensive report. Following a proposal by the Mayor, Mr. Bauer requested the Board to take action at this meeting.

Mayor Crowell entertained a motion. **Supervisor McKenna moved to uphold the Planning Commission's decision to allow multifamily dwelling units, on property zoned residential office, located at 812 North Division Street, APN 001-191-06, based upon the findings for approval and with the recommended conditions contained within the staff report to the Planning Commission. Supervisor Bonkowski seconded the motion.** Mayor Crowell entertained discussion on the motion. Supervisor Bonkowski expressed concern that the item will be returned to the Board on appeal from the Historic Resources Commission. Supervisor Abowd expressed concern over the number of parking spaces proposed, and the opinion that the design needs to have more of an historic look. Supervisor McKenna expressed the opinion that the Board should follow the decision of the Planning Commission, based on the record of their meeting. Supervisor Shirk advised that he would vote in favor of the motion in

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consideration of the special use permit. Mayor Crowell expressed understanding for the arguments presented, and concern that there was an agreement "and now we're coming back and changing the parking." Mayor Crowell called for a vote on the pending motion.

RESULT:	Approved [3 - 2]
MOVED:	Supervisor John McKenna
SECOND:	Supervisor Brad Bonkowski
AYES:	Supervisors McKenna, Bonkowski, Shirk
NAYS:	Supervisor Abowd and Mayor Crowell
ABSENT:	None
ABSTAIN:	None

22(B) POSSIBLE ACTION TO INTRODUCE, ON FIRST READING, AN ORDINANCE AMENDING THE CARSON CITY MUNICIPAL CODE, TITLE 4, LICENSES AND BUSINESS REGULATIONS, CHAPTER 4.04, BUSINESS LICENSE, SECTION 4.04.005, DEFINITIONS, BY ADDING DEFINITIONS FOR MEDICAL MARIJUANA ESTABLISHMENTS, AND SECTIONS 4.04.030, 4.04.031, AND 4.04.040, BY ADDING FEES FOR MEDICAL MARIJUANA ESTABLISHMENTS AND EXEMPTING MEDICAL MARIJUANA ESTABLISHMENTS FROM CERTAIN FEES, AND OTHER MATTERS PROPERLY RELATED THERETO (3:54:30) - Mayor Crowell introduced and provided background information on this item. Mayor Crowell entertained public comment and, when none was forthcoming, Board member discussion. Supervisor Bonkowski proposed a revision to Section 4.04.120(4) relative to ownership interest. Mayor Crowell disclosed that members of his law firm represent medical marijuana establishment clients, referred to previous disclosures regarding the subject matter, and advised that he would participate in discussion and action on this item. Supervisor Bonkowski disclosed that he owns a real estate company in Carson City and has agents in his office who represent MME applicants around the state. He referenced similar disclosures in previous meetings, and advised that he would participate in discussion and action on this item. Supervisor Abowd commended staff on including hold harmless provisions in the proposed ordinance. Mayor Crowell commended District Attorney and Planning Division staff on a well-drafted ordinance.

Extensive discussion took place with regard to Supervisor Bonkowski's suggested revision. Ms. Dorr Pansky read the following suggested language into the record: "Subparagraph (f), 'The names of all owners with at least a five percent interest in the business with percentage of each person's ownership listed.'"

Mayor Crowell called again for public comment and, when none was forthcoming, a motion. **Supervisor Bonkowski moved to introduce, on first reading, Bill No. 115, an ordinance amending the Carson City Municipal Code, Title 4, Licenses and Business Regulations, Chapter 4.04, Business License, Section 4.04.005, Definitions, by adding Definitions for Medical Marijuana Establishments; Sections 4.04.020, 4.04.031, and 4.04.040, by adding fees for Medical Marijuana Establishments and exempting Medical Marijuana Establishments from certain fees; and adding a new Section 4.04.120, entitled Medical Marijuana Establishments - Application for License and Additional Regulations, to provide additional requirements for Medical Marijuana Establishment Business Licenses, and other matters properly related thereto, as amended on item 4(f) per discussion and as read into the record. The motion was seconded, and Mayor Crowell entertained discussion on the motion. Supervisor Shirk discussed the reasons he would vote against the motion. He requested the Board to reconsider "and put the percentage back in as other communities have as well."** Mayor Crowell called for a vote on the

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pending motion.

RESULT:	Approved [4 - 1]
MOVED:	Supervisor Brad Bonkowski
SECOND:	
AYES:	Supervisors Bonkowski, Abowd, McKenna, and Mayor Crowell
NAYS:	Supervisor Shirk
ABSENT:	None
ABSTAIN:	None

23. PUBLIC COMMENT (4:09:15) - Mayor Crowell entertained public comment; however, none was forthcoming.

24. ACTION TO ADJOURN (4:09:36) - Mayor Crowell adjourned the meeting at 4:09 p.m.

The Minutes of the October 2, 2014 Carson City Board of Supervisors meeting are so approved this 5th day of January, 2015.

ROBERT L. CROWELL, Mayor

ATTEST:

SUSAN MERRIWETHER, Clerk - Recorder