A regular session of the Carson City Board of Supervisors was held on Thursday, December 3, 1992, at the Community Center Sierra Room, 851 East William Street, Carson City, Nevada, beginning at 9 a.m.

PRESENT:	Marv Teixeira	Mayor
	Tom Fettic	Supervisor, Ward 2
	Greg Smith	Supervisor, Ward 1
	Tom Tatro	Supervisor, Ward 3

STAFF PRESENT:	John Berkich	City Manager
	Kiyoshi Nishikawa	Clerk-Recorder
	Ted P. Thornton	Treasurer
	Paul McGrath	Sheriff
	Mary Walker	Administrative Services Director
	Louis Buckley	Fire Chief
	Jack Fralinger	Health Director
	Basil "Butch" Moreto	Purchasing Agent
	Mike Suglia	Deputy District Attorney
	Katherine McLaughlin	Recording Secretary
	(B.O.S. 12/3/92 Tape 1-0005)	

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

Mayor Teixeira called the meeting to order at 9:05 a.m. Roll call was taken and a quorum was present although Supervisor Bennett was absent. Supervisor Tatro lead the Pledge of Allegiance. At Mayor Teixeira's request, Rev. Roy Parker of the Full Gospel Church include Supervisor Bennett's family in his Invocation.

1. APPROVAL OF MINUTES - September 17, 1992 (1-0068) - Supervisor Tatro moved to approve. Supervisor Smith seconded the motion. Motion carried 4-0.

CITIZEN COMMENTS (1-0075) - None.

SPECIAL PRESENTATIONS (1-0081) - Mayor Teixeira read a Proclamation into the record declaring December 1992 as National Drug and Drunk Driving Prevention Month in Carson City. Sheriff McGrath thanked him for the proclamation.

2. SHERIFF - Paul McGrath **- ACTION TO APPROVE IN CONCEPT THE LEASE WITH YOUNG VOLUNTEERS OF NEVADA REGARDING THE BICYCLES RECYCLING PROGRAM - (1-0131) -** Sheriff McGrath explained the relocation of his vehicle maintenance area and the proposal to utilize a portion of that space to rehabilitate bicycles for community distribution. Mr. Berkich detailed the program and then introduced Don Bird and Linda Lang. Mr. Bird and Ms. Lang explained the program's purpose, community support, potential benefits, and distribution procedures. Discussion with the Board indicated that members of Carson City gangs as well as other children were involved in the rehabilitation process. Mayor Teixeira commended them on their efforts. Supervisor Tatro also commended Mr. Bird on his volunteer activity. Supervisor Tatro then moved that the Board support the concept of the BIKES program and direct the City Manager to proceed with development of its concept. Supervisor Fettic seconded the motion. Motion carried 4-0.

3. PURCHASING AGENT - Basil "Butch" Moreto

A. ACTION ON CONTRACT 9293-14 - BEVERLY DRIVE BEAUTIFICATION PROJECT (1-0301) - Discussion noted no local contractors had bid on the project and clarified the required motion. Supervisor Fettic moved that the Board accept the Purchasing Division's recommendation and award Contract No. 9293-14 to: A. Bidder No. 1, Garden Shop, Gentry Way, Reno, Nevada, for the Plant Section for a contract amount of $10,498.80; and to: B. Bidder No. 2., Western Nevada Supply Co., Rock Boulevard, Sparks, Nevada, for the Irrigation Supplies Section for a contract amount of $1,001.24 as the lowest responsive and responsible bidders pursuant to the requirements of NRS Chapter 332; funding source is $10,645 from the "American The Beautiful" Grant and $855.04 from the Parks and Recreation Department Gifts and Donations funds. Supervisor Smith seconded the motion. Mayor Teixeira noted Supervisor Bennett's dedication toward this project. Motion carried 4-0.

B. ACTION ON CONTRACT NO. 9192-289 - WEST WASHINGTON STREET SEWER REPLACEMENT (1-0415) - Utility Director Dorothy Timian-Palmer explained the Change Order. Supervisor Tatro moved that the Board approve Change Order No. 4 to Contract No. 9192-289 as presented by the Purchasing Division to Q and D Construction, 3675 Mill Street, for an amount of $27,288.93, funding source is Sewer Main Replacement and Water Main Replacement. Discussion noted the amounts listed also included the final payment. Supervisor Fettic seconded the motion. Motion carried 4-0.

Supervisor Tatro then moved that the Board approve the request for final payment for Contract No. 9192-289 as presented to Q and D Construction in Reno and accept the Contract Summary, funding sources: $16,370.11 from Sewer Main Replacement and $13,362.62 from Water Main Replacement, funding provided in Fiscal Year 9192. Supervisor Fettic seconded the motion. Motion carried 4-0.

C. ACTION ON CONTRACT NO. 8990-208 - TENNIS COURTS AT CENTENNIAL AND ROSS GOLD PARKS (1-0510) - Discussion among the Board and Parks and Recreation Director Steve Kastens noted the delay and reasons staff had not pushed for completion. Administrative Services Director Walker explained the augmentation required for funding. Discussion ensued on the other courts at Centennial Park and their usage. Supervisor Tatro moved that the Board approve the Request for Final Payment on Contract 8990-208 as presented by the Purchasing Division to T. E. Bertagnolli of Carson City, the total contract amount was $174,019.50, funding source is Residential Construction Tax monies provided in Fiscal Year 9091, final payment is in the amount of $8,700.98. Supervisor Smith seconded the motion. Motion carried 4-0.

D. ACTION ON CONTRACT 9293-91 (REBID) - HISTORIAN CONSULTANT SERVICES (1-0665) - Ms. Walker explained the grant requirements and reasons for recommending that Mr. Nylen be awarded the contract which was in addition to his lower bid. Supervisor Smith commended Mr. Nylen on his Kit Carson Trail tour. Ms. Walker then detailed the funding. Supervisor Smith moved that the Board accept the Purchasing Division's recommendation and award this Contract to Mr. Robert Nylen, 2501 Woodcrest Lane, Carson City, Nevada 89701, as the lowest responsive and responsible proposer pursuant to the requirements of NRS Chapter 332 for a contract amount of $5,500 with the funding source being the Redevelopment Authority, funding provided in FY 9192 and FY 9293, and the National Park Service Grant. Supervisor Fettic seconded the motion. Motion carried 4-0.

Supervisor Smith then moved that the Board authorize the Mayor to sign Agreement 9293-91 which incorporates provisions to comply with grant requirements for the recipients of Federal grant funds. Supervisor Fettic seconded the motion. Motion carried 4-0.

4. ADMINISTRATIVE SERVICES DIRECTOR - Mary Walker

A. ACTION ON CARSON CITY FISCAL YEAR 1991-1992 COMPREHENSIVE ANNUAL FINANCIAL REPORT (1-0805) - Mr. Walker's introduction included Delotte and Touche Representatives Dennis Gauger and Roberta Reese. Mr. Gauger explained the presentation made to the Finance Committee and outlined the audit results. No material weaknesses in internal accounting controls nor material deviations from laws, regulations, or requirements were discovered. Additionally, his staff had not encountered any difficulties in performing the audit. Two minor findings were related to the Retired Senior Volunteer Program. Ms. Walker had responded in writing to these findings and these issues had already been addressed. He then listed the various reports found in the report. Ms. Reese explained overhead slides graphing the City's financial position. Copies of these slides were given to the Board and Clerk. Discussion among the Board, Ms. Walker, Mr. Gauger, and Ms. Reese included the sales tax and property tax revenue increases, the change in the City's fiscal picture since 1986, the impact on the water and sewer reports due to the accounting changes, general fund appropriations to the ambulance, and that the City was one of the financially strongest entities audited by the firm. Supervisor Smith then moved that the Board accept the Carson City FY 9192 Comprehensive Annual Financial Report as presented. Supervisor Fettic seconded the motion. Motion carried 4-0. Mayor Teixeira commended Ms. Walker and her staff for their dedication and efforts.

C. ACTION ON DELETION OF FIXED ASSETS FROM THE GENERAL FUND FIXED ASSETS LISTING (1-1710) - Accountant II Gary Harding introduced the request. Supervisor Tatro moved that the Board allow the Finance Department to delete the attached listing of fixed asset from the General Fund Fixed Asset Account Grouping as presented, fiscal impact is $64,672.55 to be deleted out of $39,628,549 of total assets. Supervisor Fettic seconded the motion. Motion carried 4-0.

B. ACTION ON DELETION OF FIXED ASSETS FROM THE ENTERPRISE FUNDS FIXED ASSET LISTINGS (1-1775) - Mr. Harding detailed the totals. Supervisor Tatro moved that the Board allow the Finance Department to delete the attached listing of Fixed Assets in the Sewer, Water, Golf Course, and Ambulance Fund for Fiscal Year 91-92, fiscal impact is $44,480 deletions out of $100,743,711 of total assets. Supervisor Fettic seconded the motion. Motion carried 4-0.

5. HEALTH DIRECTOR - Jack Fralinger **- ACTION TO ALLOCATE GENERAL FUND CONTINGENCY FUNDS FOR UNDERGROUND STORAGE TANK SPILL CLEANUP AT THE SHERIFF'S OFFICE (1-1816) -** Discussion ensued among the Board, Mr. Fralinger, and Mr. Berkich concerning the projected cleanup costs, the lack of knowledge concerning the size of contaminated groundwater, and the negotiation efforts. Supervisor Smith moved that the Board allocate $2,016 from the contingency fund for continuing work to cleanup the spill from the UST at the Sheriff's Office. Supervisor Fettic seconded the motion. Following a request for modification of the motion, Supervisor Smith continued the motion to include the Contingency Account as the funding source. Supervisor Fettic continued his second. Motion carried 4-0.

6. PARKS AND RECREATION DIRECTOR - Steve Kastens **- ACTION ON PUBLIC ACCESS TELEVISION COMMITTEE RECOMMENDATION REGARDING THE BUDGET AND RULES AND REGULATIONS FOR OPERATION OF THE PUBLIC ACCESS CHANNEL (1-2075) -** Mr. Kastens' introduction included CATF General Manager Bill Reeves. Discussion clarified that the contingency funding was for facility rent at an undetermined site. Supervisor Smith moved that the Board approve the recommendation of the Public Access Television Committee regarding the Budget and rules and regulations for the operation of the public access channel, fiscal impact is $62,000, and funding source is the General Fund. Supervisor Fettic seconded the motion. Following Mr. Kastens request for an amendment, Supervisor Smith corrected his motion to indicate the budget was for the fiscal year 1992-93. Supervisor Fettic continued his second. Motion carried 4-0.

7. FIRE CHIEF - Louis Buckley

A. ACTION ON MEMORANDUM OF UNDERSTANDING FOR COOPERATION ON THE REGIONAL HAZMAT TEAM (1-2255) - Clarification indicated the effort was to obtain joint funding for a cooperative regional full service response team. Supervisor Smith moved that the Board endorse the Memo of Understanding for Cooperation of the Regional Hazmat Team. Supervisor Tatro seconded the motion. Motion carried 4-0.

B. ORDINANCE - FIRST READING - ACTION ON AN ORDINANCE TO AMEND TITLE 14 OF THE CARSON CITY MUNICIPAL CODE REGARDING ABOVE GROUND FUEL TANKS (1-2385) - Comments included justification for Chief Buckley's request that the ordinance be modified to reflect that the size of the tank be 6,001 gallons. Supervisor Smith moved that the Board of Supervisors introduce Bill No. 162 on first reading, AN ORDINANCE AMENDING CHAPTER 14.04 OF THE CARSON CITY MUNICIPAL CODE TO PROVIDE FOR THE ABOVE GROUND STORAGE OF FLAMMABLE LIQUIDS IN TANKS LESS THAN 6,001 GALLONS IN LIMITED INDUSTRIAL (LI) ZONES AND OTHER MATTERS PROPERLY RELATED THERETO, with the following modification: on Page 2, Line 1, at the end of the sentence where it states 10,000 gallons or less it be changed to 6,000 gallons or less. Supervisor Fettic seconded the motion. Discussion ensued between Mr. Suglia and Chief Buckley on whether the gallonage should be 6,000 or 6,001. The motion stood as indicated. (1-2635) Richard Waiton questioned the total number of tanks allowed under the proposal. Chief Buckley indicated that the 1991 Uniform Fire Code would allow three tanks or an aggregate of 18,000 gallons total. Additional comments were solicited but none made. The motion as indicated was voted and carried 4-0.

BREAK: A ten minute recess was declared at 10:20 a.m. When the meeting reconvened at 10:30 a.m., a quorum was present although Supervisor Bennett was absent as previously indicated.

8. PUBLIC WORKS DIRECTOR - Dan O'Brien

A. PRESENTATION BY THE NEVADA DEPARTMENT OF TRANSPORTATION ON THE SCOPE AND IMPACTS OF THE 1993 OVERLAY AND RECONSTRUCTION PROJECT ON SOUTH CARSON STREET AND STEWART STREET (1-2655) - Mr. O'Brien introduced NDOT Principal Road Designer Susan Martinovich and advised that the Utility Department would commence Phase I for the fire station utility work in January and Phase II in March. Ms. Martinovich outlined the projects proposed on South Carson Street and Stewart Street next year and responded to Board questions on the same. Plans are to have construction occur after the Legislature terminates. NDOT would entertain suggestions for landscaping the medians that are wider than four feet. Access to 395 will be restricted to areas where left turns could be made. This will close several of the current frontage road accesses. Also, access to Colorado from the frontage road will be closed. She agreed to meet with the City and Chamber and discuss these closures. Conduits will be laid for future signalization. The Armory access will be modified. The construction period was explained. Curb, gutter, sidewalk, and American Disabilities Act improvements along Stewart Street, construction hours, the desire to have the latest traffic count figures, alternate or detour routes were also noted. (2-0355) Ms. Martinovich explained for Richard Waiton that the fire lanes would be maintained at the cross streets to Stewart during construction.

(2-0365) Chamber of Commerce Executive Vice President Larry Osborne acknowledged the concerns related to having two major arterials under construction at the same time and expressed the desire to work with NDOT and the City to impact businesses in the least amount possible. Ms. Martinovich indicated plans were to provide an adequate base for truck traffic. (2-0401) Ms. Martinovich then explained for May Ruth French that the millings would be recycled if possible. Ms. French felt the surplus should be placed on Deer Run Road. Ms. Martinovich was willing to consider this potential and would work with the City on it.

Ms. Martinovich then explained that the 395 By-Pass was in the preliminary design phase. It is still not on the short-term schedule of projects. Funding will determine its final schedule. Discussion indicated that the "flyover" pattern and the Lompa Lane intersection had been done. Preliminary plans are available for review.

9. COMMUNITY DEVELOPMENT DIRECTOR - Walter Sullivan

C. PLANNING COMMISSION REFERRALS - APPEAL AND REVIEW MATTERS

ii. ACTION ON M-92/93-14 REGARDING A RIGHT-OF-WAY ABANDONMENT APPLICATION FROM JOHN C. SERPA TO ABANDON A 60 FOOT UNNAMED AND UNDEVELOPED DEDICATED ROADWAY, APPROXIMATELY 2,200 FEET IN LENGTH, LOCATED IN A PORTION OF SECTION 3 OF TOWNSHIP 15 NORTH AND RANGE 20 EAST, WHICH IS SOUTH AND WEST OF ARROWHEAD DRIVE AND NORTH OF THE CARSON CITY AIRPORT (2-0498) - Mr. Sullivan's comments included a request to modify recommended Board action to address only the southern right-of-way. Supervisor Smith then moved that the Board of Supervisors approve M-92/93-14, a right-of-way abandonment application from John C. Serpa to abandon a 60 foot unnamed and undeveloped dedicated roadway, approximately 2,200 feet in length, located in a portion of Section 3 of Township 15 north and Range 20 east, which is south and west of Arrowhead Drive and north of Carson City Airport. Supervisor Fettic seconded the motion. Following a request for modification, Supervisor Smith continued his motion to include subject to the findings and conditions as contained in the Planning Commission's recommendation. Supervisor Fettic continued his motion. Motion carried 4-0.

8. B. ACTION ON AN OFFER OF A DEDICATION OF A STREET RIGHT-OF-WAY FROM JOHN C. SERPA IN THE VICINITY OF ARROWHEAD DRIVE (2-0585) - Mr. O'Brien's introduction noted that the right-of-way had been dedicated in 1981 and is being improved as adjacent properties are developed. Supervisor Smith moved that the Board accept the offer of dedication of an unnamed street right-of-way from John C. Serpa consisting of approximately 70,000 square feet of property, more or less, running west off of Arrowhead Drive near the east end of the Carson City Airport. Supervisor Fettic seconded the motion. Motion carried 4-0.

C. ORDINANCES - FIRST READING

ii. ACTION ON AN ORDINANCE AND DEVELOPMENT AGREEMENT FOR NORMAN H. AND VIRGINIA D. WHITE REGARDING APN 008-162-1 LOCATED AT 1977 NICHOLS LANE (2-0615) - Supervisor Fettic moved to introduce Bill No. 163 on first reading, AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND NORMAN H. WHITE AND VIRGINIA D. WHITE REGARDING ASSESSOR'S PARCEL NO. 008-162-01, LOCATED AT 1977 NICHOLS LANE, CARSON CITY, NEVADA. Supervisor Tatro seconded the motion. Motion carried 4-0.

Discussion ensued on the justification utilized for using development agreements and questioned the reasons sidewalks were being required at the new fire station. Mr. O'Brien felt that plans called for locating the sidewalk where it would be required after the State completes its highway improvements.

ii. ACTION ON AN ORDINANCE AND WATER LINE REIMBURSEMENT AGREEMENT FOR IRON MOUNTAIN ACQUISITION COMPANY REGARDING APN 009-214-02 LOCATED AT SHADOW VALLEY SUBDIVISION PHASE I (2-0658) - Supervisor Fettic moved that the Board introduce on first reading Bill No. 164, AN ORDINANCE APPROVING A WATER LINE REIMBURSEMENT AGREEMENT BETWEEN CARSON CITY AND IRON MOUNTAIN ACQUISITION COMPANY REGARDING ASSESSOR'S PARCEL NO. 009-214-02, LOCATED AT SHADOW VALLEY SUBDIVISION PHASE I, CARSON CITY, NEVADA, FOR WATER LINE CONSTRUCTION. Supervisor Tatro seconded the motion. Motion carried 4-0.

9. A. ORDINANCES - SECOND READING

i. ACTION ON A-90/91-1, BILL NO. 160, AN ORDINANCE AMENDING SECTION 18.06.156 OF THE CARSON CITY MUNICIPAL CODE TO PERMIT MASSAGE THERAPY AS AN ACCESSORY USE TO FULL SERVICE BEAUTY AND HAIR SALONS AND OTHER MATTERS PROPERLY RELATED THERETO (2-0690) - Supervisor Tatro moved that the Board adopt on second reading Ordinance No. 1992-59, AN ORDINANCE AMENDING SECTION 18.06.156 OF THE CARSON CITY MUNICIPAL CODE TO PERMIT MASSAGE THERAPY AS AN ACCESSORY USE TO FULL SERVICE BEAUTY AND HAIR SALONS, AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Smith seconded the motion. Motion carried 4-0.

ii. ACTION ON Z-92/93-5, BILL NO. 161, AN ORDINANCE EFFECTING A CHANGE OF LAND USE DISTRICT ON APN 08-184-26, APPROXIMATELY 1.4 ACRES, LOCATED ON THE WEST SIDE OF AIRPORT ROAD, SOUTH OF NYE LANE, FROM MOBILE HOME 12000 (MH12000) TO MOBILE HOME PARK (MHP) (2-0715) - Supervisor Fettic moved to adopt Ordinance No. 1992-60 on second reading, AN ORDINANCE EFFECTING A CHANGE OF LAND USE DISTRICT ON ASSESSOR'S PARCEL NUMBER 08-184-26, APPROXIMATELY 1.4 ACRES, LOCATED ON THE WEST SIDE OF AIRPORT ROAD, SOUTH OF NYE LANE, FROM MOBILE HOME 12,000 (MH 12000) TO MOBILE HOME PARK (MHP). Supervisor Tatro seconded the motion. Motion carried 4-0.

C. i. ACTION ON S-89/90-7 AND S-91/92-1 REGARDING A REQUEST FROM EL CAMINO DEVELOPMENT COMPANY, INC., TO APPROVE THE CABELLEROS ACRES UNIT 1 AND UNIT II FINAL SUBDIVISION MAPS FOR PROPERTY LOCATED SOUTHEAST AND NORTHEAST OF THE INTERSECTION OF SCHULZ DRIVE AND RACE TRACK ROAD (APN'S 9-311-28 AND 33) (2-0745) - Discussion indicated the location was adjacent to the "wall" and the feeling that the wall would reduce the noise factors by approximately 50 percent. Applicant Charles Rowse felt that the tops of the grandstands were visible from the property. In the CC&R's the fact that the property is adjacent to an operating racetrack would be addressed. Although he had visited the site with potential buyers of the site immediately adjacent to the racetrack area, the potential buyers had purportedly failed to see why the problem was being mentioned. He reiterated that the situation was listed in the CC&R's. Supervisor Tatro moved that the Board of Supervisors approve S-89/90-7 and S-91/92-1 upon the recommendation of the Planning Commission, a request from El Camino Development Company, to approve the Cabelleros Acres Unit I and Unit II final subdivision maps for property located southeast and northeast of the intersection of Schulz Drive and Race Track Road, Assessor's Parcel Numbers 9-311-28 and 33, based on the findings and conditions in the Planning Commission recommendation. Supervisor Fettic seconded the motion. Motion carried 4-0.

Mr. Rowse then noted that he was not from the vicinity, however, wished to commended the Board and staff on the treatment he had received.

B. COMMUNITY DEVELOPMENT DEPARTMENT AND HISTORIC ARCHITECTURE REVIEW COMMITTEE ITEM - DISCUSSION AND POSSIBLE ACTION REGARDING APPROVAL OF OPEN SPACE USE ASSESSMENTS FOR THE FOLLOWING PROPERTIES WITHIN THE HISTORIC DISTRICT: APN 3-129-01 LOCATED AT 311 WEST FOURTH STREET; APN 3-226-03 LOCATED AT 406 NORTH NEVADA STREET; APN 3-191-02 AND 03 LOCATED AT 310 NORTH MOUNTAIN STREET; APN 3-241-01 LOCATED AT 512 NORTH MOUNTAIN STREET; APN 3-241-02 LOCATED AT 500 NORTH MOUNTAIN STREET; APN 3-126-03 LOCATED AT 510 WEST FOURTH STREET; APN 3-214-03 LOCATED AT 214 WEST KING STREET; APN 3-272-02 LOCATED AT 709 WEST WASHINGTON STREET; APN 3-242-04 LOCATED AT 707 WEST ROBINSON STREET; APN 1-187-05 LOCATED AT 904 NORTH CURRY STREET; APN 3-133-31 LOCATED AT 302 THOMPSON

STREET; AND APN 3-191-07 LOCATED AT 206 MOUNTAIN STREET (2-0920) - Following Mr. Sullivan's introduction, Principal Planner Rob Joiner and property Appraiser Technician II Marilyn Wright responded to Board questions on the purpose and number of properties utilizing the program and control over the issuance. Supervisor Fettic moved that the Board approve the Open Use Assessments for the eleven properties listed in Exhibit "A" and read into the record by the Community Development Director after finding that the properties have been reviewed by the State Division of Historic Preservation and Archeology and the Historic Architect Review Committee. Supervisor Tatro seconded the motion. Motion carried 4-0.

11. BOARD OF SUPERVISORS REPORTS, RESOLUTIONS, AND PROCLAMATIONS

A. ACTION ON APPOINTMENTS TO THE CARSON CITY REGIONAL TRANSPORTATION COMMISSION (2-1075) - Supervisor Fettic explained that his term would expire in December and suggested consideration be given to appointing someone to take over his seat. Mayor Teixeira recommended deferring action until the new Board is seated. Supervisor Fettic concurred. No action was taken.

10. CITY MANAGER REPORTS, RESOLUTIONS, AND BOARD DIRECTIVES - John Berkich

A. ORDINANCE - FIRST READING - ACTION ON AN ORDINANCE ADDING CHAPTER 2.03 TO TITLE 2 (ADMINISTRATION AND PERSONNEL) OF THE CARSON CITY MUNICIPAL CODE REGARDING CARSON CITY'S SYMBOLS AND EMBLEMS AND OTHER MATTERS PROPERLY RELATED THERETO (2-1050) - Supervisor Tatro moved that the Board introduce on first reading Bill No. 165, AN ORDINANCE ADDING CHAPTER 2.03 TO TITLE 2 (ADMINISTRATION AND PERSONNEL) OF THE CARSON CITY MUNICIPAL CODE REGARDING CARSON CITY SYMBOLS AND EMBLEMS AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Fettic seconded the motion. Motion carried 4-0.

11. B. PRESENTATION AND DISCUSSION REGARDING THE PROPOSED PLAN FOR THE BLISS MANSION (2-1125) - Mimi Rodden read a prepared statement into the record. She indicated the plans for the Bliss Mansion were not possible at this time. She then expressed her feeling that until procedures are modified additional historic building may be lost. Open communication and a cooperative effort among the City, Chamber of Commerce, private enterprise, Legislature, etc. are necessary to create an atmosphere encouraging private enterprise to come forward. She felt the Mint was a prime example of such an effort. She urged the City to recognize the volunteers who are waiting to participate wherever needed and cited their efforts to retain the railroad museum as a prime example. She felt the need for local transportation could be addressed by utilizing the train as well as to assist with tourism. Its potential use as a regional transportation mode was also suggested. She urged the Board to act quickly before the entire downtown area and the historic district are lost. This may require code modifications and incentives.

Discussion among the Board, Mr. Berkich, Ms. Rodden, and Jenny Bacigalupi noted a temporary roof had been constructed and that the property may not be on the market. Ms. Walker explained contacts by private parties about the potential of assistance with financing. Staff is currently analyzing the possibility of loaning redevelopment monies for rehabilitation of the buildings. The procedure had never been utilized in Nevada but is common in some other States. Other options were also explained and are being evaluated. Possible criteria and guarantees needed for such loans were listed. Supervisor Tatro indicated his desire to include in the criteria a requirement that the individuals involved with the restoration have a history of successful rehabilitation. Mayor Teixeira expressed his feeling that the Board and City had been sensitized about the situation, however, he was concerned about the lack of a permanent resolution to the situation. He directed Mr. Berkich to have Ms. Walker continue to evaluate the options and report back as soon as possible. The importance of the building was also noted. His reasons for feeling that the City needed to participate was also outlined. No formal action was taken or required.

C. MAYOR TEIXEIRA - DISCUSSION AND POSSIBLE ACTION ON WHETHER THE BOARD OF SUPERVISORS SHOULD SEND THE GENERAL ELECTION BALLOT QUESTION 9 TO THE NEVADA STATE LEGISLATURE (2-1915) - Mayor Teixeira introduced the item and options. Supervisor Tatro moved to allow the matter to die. The motion died for lack of a second. Supervisor Bennett had indicated to Mayor Teixeira her desire to have the issue reconsidered by the electorate. Supervisor Tatro felt that for the Board to have a tied vote on this issue would be the perfect irony and would leave the issue up to the Legislature. Supervisor Smith explained his feeling that unless a change is made, at some point in the future, individuals may be "buying" their seats due to the cost of the campaigns. He supported returning the question to the electorate. Supervisor Fettic felt the public may not have understood the question and that it needed to be clarified. It would not cause a struggle pitting one ward over another when community issues are considered. Currently a candidate could loose in the ward which he was to represent and be elected if the remainder of the city votes for him. This would not make the candidate responsible to the electorate of the ward. Supervisor Tatro elaborated on his concerns that election by wards may cause conflict among the representatives in their attempts to obtain things for their respective areas. He also noted the size of his ward in comparison to the others which would make it difficult to canvass.

(2-2648) Richard Waiton elaborated on his support for the proposal. A tie vote should be reconsidered by the electorate, action which he urged the Board to consider. Further clarification of his position, however, also indicated the issue should go forward to the Legislature.

Supervisor Smith noted that any action taken by the Board would be considered advisory by the Legislature as the Board does not have the power to modify the Charter. Mayor Teixeira then reiterated the options. He urged the Board to place the issue back on the ballot. He did not feel that it should be reconsidered by the Charter Review Committee. Supervisor-Elect Janice Ayres also supported having the electorate reconsider the issue and urged the question be reworded. Supervisor Fettic then moved that the Board resubmit Question 9 to the Carson City Electorate at the next General Election. Supervisor Tatro seconded the motion. Motion carried 4-0.

F. SUPERVISOR TATRO - DISCUSSION AND POSSIBLE ACTION REGARDING A RESEARCH CONTRACT TO DETERMINE THE APPROPRIATE USES FOR THE STONE HOUSE IN MILLS PARK (3-0091) - Continued until 6 p.m.

BREAK: A recess was declared at 12:10 p.m. When the meeting reconvened at 6 p.m., Mayor Teixeira and Supervisors Smith, Fettic, and Tatro were present constituting a quorum. (Supervisor Bennett was absent as previously noted.) Staff members present included: City Manager Berkich, Clerk-Recorder Nishikawa, Deputy District Attorney Suglia, and Recording Secretary McLaughlin.

12. ACTION REGARDING THE PREFERRED ROUTE FOR THE 120 KV POWER LINE PROJECT LOCATED IN SOUTH CARSON CITY (3-0108) - Mayor Teixeira introduced the item. Sierra Pacific Power Company Carson District Manager Ray Masayko outlined previous discussions on the routes, the notification procedures, the selection of Route H as the preferred route, and by using an aerial map that route. Purportedly, all property owners who needed to grant right-of-ways had been contacted. Discussion with the Board, Mr. Masayko, Sierra Pacific's Civil Engineer Greg Galbraith and Biologist Steve Siegel included the other routes considered, criteria used in evaluating the routes, location of the "107 line" -- also known as the "624 line", Carson City needs for additional electrical power, amount of public comment on Route H, the aesthetic impact of the lines/poles, and Sierra Pacific's willingness to extend the area utilizing single poles.

(3-0825) Gary Helseth explained the location of his home which is within three hundred yards of the line. He had been unaware of the meetings. He requested an opportunity to discuss with the team their alternatives. Mayor Teixeira noted that at the site of his property, there are only two alternatives. Sierra Pacific's Right-of-Way and Lands Division Lonnie Clayton explained that the "Orange" route could not be used due to State Prison objections. He was willing to discuss using the "H" poles with the Prison as the original discussions had been with single poles. Discussion ensued among the Board and Mr. Clayton on the reasons the State opposed the line crossing the fields and its interference with the irrigation system. Supervisor Fettic suggested the line be located adjacent to roads found in the fields and/or utilizing the "H" frames. Mr. Masayko agreed to discuss these options with the Prison and invited Mr. Helseth to participate. He requested the Board grant conditional approval subject to a report on this meeting. Mayor Teixeira felt that this was a valid option, however, this could open other concerns from residents in that area. Mr. Masayko indicated these residents had preferred the "Green" line. He then explained the line currently found in that area. (3-1215) Nicole Wilson suggested this line be "beefed up". Mr. Masayko explained that this line crosses a wetlands area at the River. His explanation included the visual impact created by the "beefing up". (3-1265) Scott Leftwich felt that the proposed route would impact at least 15 property owners. He urged the Board to stay with the current route. When questioned he indicated he had not been notified about the proposal although his name was on the list of individuals contacted. He concluded by requesting that the residents be given an opportunity to meet with the Company and discuss the options. He then asked for the cost figures. Mayor Teixeira noted that cost for undergrounding was substantial. Mr. Masayko noted that the report included these figures and that Route H was not the most inexpensive evaluated. Discussion between Mr. Masayko and the Board noted the "not in my backyard" resistance and need for the line. Mr. Masayko agreed to meet with the residents and Prison officials and come back at the next meeting. Mayor Teixeira felt that only the green and orange lines needed to be reconsidered.

(3-1605) Rick Woodson had not received the notices. He then questioned whether the "rusted" poles would be used. Mr. Masayko indicated the "rusted" poles required guy wires and anchors which have more negative visual impact than the steel pools. Mr. Helseth re-emphasized his feeling that the "H" route would negatively impact the aesthetics of his area which the public currently enjoys. Mayor Teixeira reiterated his suggested motion.

Supervisor Fettic then moved that the Board approve Sierra Pacific's preferred route for the 120 KV Power Line project located in south Carson City from the Overland Substation to the point identified as "P" on the map which was on display and is contained in the Board packets. Supervisor Smith seconded the motion. Supervisor Fettic expressed the hope that the issues could be resolved and brought back by the December 17th Board meeting. Mr. Masayko indicated that every effort would be made to meet this date and that it would be agendized tomorrow. Mayor Teixeira requested names and addresses of those individuals wishing to be involved for Mr. Masayko. Additional comments were solicited but none made. The motion to approve the preferred route to point "P" was voted and carried 4-0.

Supervisor Tatro suggested that if the Company is not allowed to cross Prison lands, Prison officials should be invited to attend the meeting and discuss these reasons for the record. Mayor Teixeira requested at least some documentation indicating the reasons that it could not be done. He also asked Mr. Masayko to take the list of concerned individuals. He directed Mr. Berkich to be a facilitator and indicated the next meeting would determine the route. Mr. Masayko indicated the report would be made available. He felt that the motion would serve and allow them to commence. There being no other comments, Mayor Teixeira thanked all for attending.

BREAK: A five minute recess was declared at 6:55 p.m. When the meeting reconvened at 7 p.m., a quorum of the Board was present as indicated above.

13. PRESENTATION OF REPORT, DISCUSSION, AND PUBLIC TESTIMONY REGARDING CARSON CITY'S PROGRAMS, SERVICES, ACTIVITIES, AND FACILITIES WITH REGARD TO THE AMERICANS FOR DISABILITIES ACT (3-1865) - Deputy City Manager Pat Sorenson explained the report and the individuals who had assisted in its preparation. The endeavors of the informal ad hoc committee were commended. Members of the committee who were present were introduced. The committee recommended against any major investment be made in either the Courthouse or the Sheriff's office inasmuch as the City is in the process of replacing these facilities. Justification for this recommendation was provided. Mr. Berkich also commended the committee on its efforts and stressed the impact which ADA would have on the City. Discussion ensued among the Board and staff on methods of enforcing the ADA requirements on leased property owners, and the ADA needs at the fire stations. Supervisor Smith suggested the items which do not cost a great deal be addressed as soon as possible within the current budget. Mr. Sorenson indicated this was his desire and that he was planning to meet with the Building Maintenance personnel and schedule these items. During the budget process he would include the larger items and, if necessary, phasing them over a period of time. (3-2500) Discussion included reasons Centennial Park's construction program had not included handicapped needs.

(3-2795) Bonnie Reno suggested, specifically relating to any short-term leases, that the leases be terminated if the property owners are unwilling to bring the buildings into compliance. Mr. Sorenson felt that the City could work with the property owners. Mayor Teixeira indicated that the building at some time would be required to be in compliance regardless of whom the tenant is. Therefore, it could be to the property owner's benefit to bring the properties into compliance. Any remodeling would require ADA compliance. Workshops and public announcements may be used to educate the public about the program and its requirements. She also suggested that hot water pipes be wrapped as they are a danger to people in wheel chairs. She also noted State information sources. Other public comment was solicited but none made.

Discussion ensued among the Board and staff on Supervisor Smith's suggestion and directed staff to return to the Board on the 17th with all those items which are estimated to cost less than $2,000 and could be installed quickly. Mayor Teixeira felt that the total amount under consideration would be the neighborhood of $10,000 and suggested, if necessary, that funding be taken from contingencies. Mayor Teixeira commended all for their participation and efforts. No formal action was taken.

11. F. SUPERVISOR TATRO - DISCUSSION AND POSSIBLE ACTION REGARDING A RESEARCH CONTRACT TO DETERMINE THE APPROPRIATE USES FOR THE STONE HOUSE IN MILLS PARK (4-0052) - Outlined his request that the City Manager be directed to enter into an agreement with a structural engineer to determine suitable uses for the building including its seismic needs, its location, type of construction, cultural and recreational needs of the community, compliance with ADA requirements, and provided several potential examples of uses including a toy library, Parks and Recreation office, etc. He felt that the total funding should not exceed $5,000. Supervisor Smith felt the Parks and Recreation Commission should be involved in the process. He felt that 60 days should be adequate to allow the Commission to evaluate the situation. Mayor Teixeira acknowledged the need to determine whether it should be saved as it could have a negative impact on the Event Center users. He, however, felt that City staff could make a determination on the Code requirements and its usability. Staff could estimate the cost of any potential uses. Once this is determined, the structural costs should be estimated by private engineers. The pros and cons of having staff or private engineers evaluate the building were discussed at length. May Ruth French felt that the building should be retained as a part of the park. She felt it should be kept to illustrate an historical building even if it is not used. Mayor Teixeira directed Mr. Berkich to have staff analyze the building and report back in 60 days if the first meeting in January could not be meant. May Ruth French commended Mayor Teixeira on not spending $5,000 for another survey.

D. SUPERVISOR SMITH; E. SUPERVISOR FETTIC; AND G. SUPERVISOR BENNETT - None.

CITIZEN COMMENTS (4-0501) - May Ruth French then explained her feeling that there had been another gang related shooting at Fifth and Pratt. She felt that, when individuals report incidents to the Sheriff's office, a formal report is not being taken. This failure was seen as a method to circumvent a written indication of a community gang problem. She then questioned the reasons a parking facility had not been constructed as promised by the Nugget during a 1977 Board meeting. She also questioned the statute of limitations. If it has not expired, she urged the Board to force the Nugget to construct the public parking facility.

(4-0581) Pete Bachstadt urged the Board to establish a committee to work on his Animal Control Ordinance modifications as the Board had directed occur at an earlier meeting. Purportedly the only meeting by this committee had been accusatorial in nature and most unproductive. No other action or meetings have occurred under the ad hoc committee procedure,therefore, a formal committee following the Open Meeting requirements was requested.

(4-0631) Carl Edward Neathammer requested he be agendized for the next meeting to address the gang problem in his neighborhood. He felt that it was time for all City agencies to adopt a "zero tolerance" policy. He objected to having the media interview and sensualize gang activity. Reasons for the "zero tolerance" policy were provided. He felt that the City now has two gangs and action was necessary.

Additional public comments were solicited but none made.

Supervisor Fettic then moved that the meeting adjourn. Supervisor Smith seconded the motion. Motion carried 4-0. Mayor Teixeira adjourned the meeting at 7:55 p.m.

The Minutes of the December 3, 1992, Carson City Board of Supervisors meeting

ARE SO APPROVED ON_____February_4___, 1993.

_/s/____
Marv Teixeira, Mayor

ATTEST:

_/s/_____________________________________
Kiyoshi Nishikawa, Clerk-Recorder