A regular session of the Carson City Board of Supervisors was held on Thursday, October 3, 1991 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
	Kay Bennett	Supervisor, Ward 4
STAFF PRESENT:	John Berkich	City Manager
	Kiyoshi Nishikawa	Clerk-Recorder
	Paul McGrath	Sheriff
	Ted P. Thornton	Treasurer
	Pam Case	Automation Services Director
	Judie Fisher	Personnel Director
	Steve Kastens	Parks and Recreation Director
	Charles P. Cockerill	Chief Deputy District Attorney
	Katherine McLaughlin	Recording Secretary
	(B.O.S. 10/3/91 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. Rev. Roy Parker of the Full Gospel Church gave the Invocation. Supervisor Smith led the Pledge of Allegiance. Roll call was taken. The entire Board was present constituting a quorum.

CITIZEN COMMENTS (1-0030) - None.

1. PERSONNEL MANAGER - Judie Fisher

A. ACTION ON RETIREMENT RESOLUTION FOR IGNACIO "KELLY" MENDOZ (1-0035) - Following Ms. Fisher's introduction, Mayor Teixeira commended him on his dedication. Supervisor Smith moved that the Board adopt Resolution No. 1991-R-44, Resolution Commending Retirement, and read the Resolution into the record. Supervisor Fettic seconded the motion. Motion carried 5-0.

B. ACTION ON RETIREMENT RESOLUTION FOR GARY "ROBBIE" ROBINSON (1-0105) - Following Ms. Fisher's introduction, Mayor Teixeira commended him on his dedication. Supervisor Tatro moved that the Board adopt Resolution No. 1991-R-45, Resolution Commending Retirement, and read the Resolution into the record. Supervisor Fettic seconded the motion. Motion carried 5-0.

2. PARKS AND RECREATION DIRECTOR - Steve Kastens - ACTION ON RESOLUTION TO ACCEPT THE GIFT OF PERSONAL PROPERTY FROM GARY AND ELIZABETH ROBINSON (1-0175) - Mr. Kastens explained the request and responded to the Board questions on whether the item could be continued, the lack of a recommendation by the Parks and Recreation Commission and the Property Management Committee, whether it would fit into the overall master plan for Fuji Park, and reasons for needing a caretaker unit in the area of the proposed trailer. Pam Case expressed her feeling that as the Chairman of the Master Plan Subcommittee the City needed a caretaker in that site and that it was important to Mr. Robinson that the issue be resolved before he left town. Discussion ensued among the Board and Mr.

Kastens on the value of the trailer, and cost and possible date when the trailer may be relocated. Supervisor Smith moved that the Board of Supervisors delay action on the acceptance of the gift and personal property from Gary and Elizabeth Robinson until such time as the Parks and Recreation Commission can review this item at its next regularly scheduled meeting. Supervisor Bennett seconded the motion.

Richard Waiton expressed his feeling that the Parks and Recreation Commission fails to reach a conclusion on any matter. Mr. Robinson elaborated on the need for a caretaker in that area and his reasons for wishing to resolve the matter before he leaves the area.

The motion to continue the request was voted by roll call with the following result: Fettic - No; Tatro - No; Bennett - Yes; Smith - Yes; and Mayor Teixeira - No. Motion failed 2-3.

Supervisor Fettic moved that the Board adopt Resolution No. 1991-R-46, A RESOLUTION TO ACCEPT THE GIFT OF PERSONAL PROPERTY BY GARY AND ELIZABETH ROBINSON. Supervisor Tatro seconded the motion. Motion was voted by roll call with the following result: Smith - No; Bennett - No; Fettic - Yes; Tatro - Yes; and Mayor Teixeira - Yes. Motion carried 3-2.

LIQUOR AND ENTERTAINMENT BOARD - Mayor Teixeira recessed the Board of Supervisors session and immediately convened the hearing as the Liquor and Entertainment Board. The entire Board was present, including Sheriff McGrath, constituting a quorum.

3. SHERIFF - Paul McGrath - ORAL QUARTERLY AND FINAL REPORT ON CHEERS FOOD AND SPIRIT (1-0638) - No problems have arisen. It does not appear that the concerns expressed during licensing exist.

4. TREASURER - Ted P. Thornton and Business License Supervisor Pam Robinson.

A. ACTION ON A LIQUOR LICENSE FOR VICKIE A. GRIMES FOR HER BUSINESS AREA MARKET MANAGER FOR SOUTHLAND CORPORATION FOR THE 7-11 STORE NO. 20843 LOCATED AT 2050 NORTH CARSON STREET (1-0665) - Ms. Grimes explained the Corporation's identification training program and gave a copy of the handbook to the Board and Clerk. Member Smith moved that the Board approve a Liquor License for Vickie A. Grimes, Area Market Manager for Southland Corporation for the 7-11 Store No. 20843 located at 2050 North Carson Street. Member McGrath seconded the motion. The background check was positive. Ms. Grimes agreed to provide the handbook to other businesses. Member McGrath offered to give the booklet to all applicants. Motion to approve the license carried 6-0.

B. ACTION ON A LIQUOR LICENSE FOR ELSA AMERICA MARTINEZ FOR HER BUSINESS VIDEO CENTRO MEXICAN PRODUCTS LOCATED AT 1881 EAST LONG STREET (1-0744) - The background check was positive. Ms. Robinson explained a letter of opposition received by her office. Member Tatro noted his wife works for Northern Nevada Title to whom Ms. Martinez makes her lease payment. Northern Nevada does not own the building and Member Tatro did not have a conflict of interest on the issue. (1-0795) May Ruth French expressed her feeling that the adjacent businesses were extremely concerned about the proposal to sell liquor. She suggested adjacent businesses be contacted when liquor licenses are requested. Member Fettic pointed out that the proposal was to sell packaged liquor and was not a bar. Ms. French felt that they were aware of this point. Member Smith noted that Scolari's is in the immediate vicinity and also sells packaged liquor. He felt the request was a matter of convenience for Ms. Martinez' customers. He cautioned Ms. Martinez about adhering to the liquor laws. (1-0875) Delbert Frost opposed the application based on the family apartments located adjacent to the business, which he owns. He felt there were traffic and litter concerns. (1-0905) Gordon Wendell, an adjacent businessman, expressed his concern about the poor lighting in the parking lot, adjacent apartment complexes, lack of police patrols, graffiti, and litter. Chairperson Teixeira noted that the applicant was not requesting a special use permit but rather a liquor license with different licensing requirements. The Board could place reasonable conditions on the license or deny based upon specified reasons. Ms. Martinez expressed her feeling that she was attempting to be a good neighbor. She policed the parking lot for litter. She felt none of the other businesses were doing this. Based on the concerns, however, she was willing to withdraw her application. Clarification indicated the bar was no longer in the shopping center, that the zoning allows the licensing and the close proximity of Scolari's. Discussion also noted that Ms. Martinez may be accepting more problems than she originally anticipated, her intent, her understanding of the legal identification requirements and liability for intoxicated drivers. Mr. Cockerill suggested the Board's review policy be utilized as a condition of the license. Clarification noted the Fifth Street Laundromat was conditioned under a Special Use Permit and not on the Liquor License. (1-1180) Mr. Frost continued to emphasize his concern about the safety of the children in his apartment complex. Chairperson Teixeira explained that the location was zoned for the packaged liquor sales. Mr. Frost acknowledged the location of Scolari's, however, felt the difference was in the distance between the building and the apartments. Member Tatro moved that the Liquor and Entertainment Board approve a Liquor License for Elsa America Martinez for her business Video Centro Mexican Products located at 1881 East Long Street, fiscal impact $1700 increase in revenue to the General Fund. Member Smith seconded the motion. Discussion ensued concerning whether there should be conditions placed on the license. Member Tatro expressed his reasons for feeling conditioning the license was not acceptable. Her hours of operation were to 10 p.m. during the week and 11 p.m. on the weekends. Additional discussion ensued on conditioning the license for six months. The motion to approve the Liquor License was voted by roll call with the following result: Bennett - Yes; Smith - Yes; Tatro - Yes; Fettic - No; McGrath - Yes; and Chairperson Teixeira - No. Motion carried 4-2.

Clarification noted the license had no conditions against it. Member Fettic explained his negative vote due to his desire to condition the license. Chairperson Teixeira echoed his comments. Ms. Martinez expressed her desire to succeed. Clarification noted that if a show cause hearing is required, the revocation would be valid for six months. Mr. Cockerill noted that this was not the issue under discussion.

C. ACTION ON A BUSINESS SHORT-TERM PERMIT AS A PROMOTER OF CRAFTS FAIR TO BENEFIT ADVOCATES TO END DOMESTIC VIOLENCE TO BE HELD AT THE CARSON CITY COMMUNITY CENTER ON OCTOBER 12 AND 13, 1991, ALONG WITH A WAIVER OF THE PROMOTION FEE (1-1390) - Margaret Knapp was present. Member Smith moved that the Board approve a Business Short-Term Permit for a promoter of the Crafts Fair to benefit Advocates to End Domestic Violence to be held at the Carson City Community Center October 12 and 13, 1991, along with a waiver of the Promotion Fee of $50. Member Fettic seconded the motion. Motion carried 6-0.

D. ACTION ON AN ENTERTAINMENT PERMIT FOR LARRY J. BURTON FOR AN OUTDOOR MUSIC CONCERT TO BE HELD AT THE SILVER STATE RACEWAY LOCATED AT 1210 RACETRACK ROAD AND WAIVING THE 60-DAY APPLICATION WAITING PERIOD (1-1415) - Larry Burton explained his confusion over the original license which occurred when he purchased the property and reasons for his failure to file the application 60 days before the concert. He requested a permanent entertainment permit based on his contacts with Nashville and access to well-known entertainers. Chairman Teixeira explained that the issue before the Board was for a one-time permit. A request for a permanent entertainment permit could not be considered as it was not agendized. All of the permit requirements had been fulfilled. Member McGrath expressed his feeling that the traffic volume could be adequately handled. Mr. Burton then responded to Board questions on traffic control, access, the number of tickets which had been published and sold. Member Bennett expressed her opposition to the request due to his lack of planning and its resulting impact on City staff, the noise pollution it would create on her Ward, and the precedent it established for future applications. Member Smith also pointed out the differences between the proposed Events Center and the Racetrack. His concern about having concerts at the Events Center was also noted. He suggested that the permanent license be considered after a track record is established. Chairperson Teixeira expressed his feeling that the Center would not be able to handle the crowds projected for the concerts. He compared the Racetrack to the Airport and the complaints now being generated by its revenue sources. Mr. Sullivan explained the Planning Commission's recommendation. its conditions had been accepted by Mr. Burton. His staff advised Mr. Burton when he applied for the Business License originally that concerts and expanded uses would require Special Use Permits. His grandfathering clause would have been lost at the point where concerts had not been held within a year of each other. The last concert was in April 1981. Member Tatro noted his personal reservations and moved that the Board approve an Entertainment Permit for Larry J. Burton for an outdoor music concert to be held at Silver State Raceway located at 1210 Racetrack Road and waive the 60-day application waiting period, fiscal impact is $300. Member Smith seconded the motion. Motion was voted by roll call with the following result: McGrath - Yes; Bennett - No; Smith - Yes; Tatro - Yes; Fettic - Yes; and Chairperson Teixeira - Yes. Motion carried 5-1.

Mr. Burton then invited the Board to attend as an opportunity to see his operation.

BOARD OF SUPERVISORS - ORDINANCES, RESOLUTIONS, AND OTHER ITEMS (1-1987) - Chairperson Teixeira then adjourned the Liquor and Entertainment Board and immediately reconvened the session as the Board of Supervisors. The entire Board was present constituting a quorum.

5. COMMUNITY DEVELOPMENT DIRECTOR - Walt Sullivan - PLANNING COMMISSION REFERRAL - REVIEW AND APPEAL MATTER - ACTION ON U-91/92-13 REGARDING A SPECIAL USE PERMIT APPLICATION FROM LARRY J. BURTON, NEVADA MOTOR SPORTS, INC. (DOING BUSINESS AS SILVER STATE RACEWAY) TO ALLOW EXPANSION OF AN EXISTING NON-CONFORMING USE PURSUANT TO CARSON CITY MUNICIPAL CODE 18.05.072, TO ALLOW CONCERT ENTERTAINMENT SHOWS AND OFF-SITE PARKING ON 26.15 ACRES OF LAND ZONED MOBILEHOME ONE ACRE (MH1A) LOCATED AT 1210 TRACK ROAD (APN 9-311-03) - Clarification indicated that this matter was agendized as an appeal should the Special Use Permit have been denied by the Planning Commission. The Planning Commission approved the permit 4-2 subject to 13 conditions. No Board action was required or taken.

6. TREASURER - Ted P. Thornton

A. ACTION ON CARSON CITY TREASURER'S FINANCIAL REPORT FOR THE MONTH OF JULY 1991 (1-2015) - Supervisor Smith moved that the Board accept the Treasurer's Financial Report as submitted for the month of July 1991. Supervisor Tatro seconded the motion. Motion carried 5-0.

B. ACTION ON A RESOLUTION CONCERNING FINANCING OF A WATER PROJECT DIRECTING THE CLERK TO NOTIFY THE CARSON CITY GENERAL OBLIGATION BOND COMMISSION OF THE CITY'S PROPOSAL TO BORROW MONEY AND TO ISSUE GENERAL OBLIGATION BONDS TO EVIDENCE SUCH BORROWING; PROVIDING CERTAIN DETAILS IN CONNECTION THEREWITH; AND PROVIDING THE EFFECTIVE DATE HEREOF (1-2041) - Mr. Thornton's introduction including noting that Bond Counsellor Jennifer Stern was present. Finance Director Mary Walker explained the purpose of the Bond including the 1991-92 Water Utility Budget and its projects (copies were distributed to the Board and Clerk), reasons for seeking bond approval at this time, Federal arbitrage requirements, the City's bonding capacity for three years, the cost of bond issues, current interest rates, and stressed that if the Darling water rights are not purchased the funds would not be spent. Ms. Walker and Ms. Stern will be present at the General Obligation Bond Commission to answer questions. Supervisor Smith moved that the Board adopt Resolution No. 1991-R-47, A RESOLUTION CONCERNING THE FINANCING OF A WATER PROJECT; DIRECTING THE CLERK TO NOTIFY THE CARSON CITY GENERAL OBLIGATION BOND COMMISSION OF THE CITY'S PROPOSAL TO BORROW MONEY AND TO ISSUE GENERAL OBLIGATION BONDS TO EVIDENCE SUCH BORROWING; PROVIDING CERTAIN DETAILS IN CONNECTION THEREWITH; AND PROVIDING THE EFFECTIVE DATE HEREOF. Supervisor Tatro seconded the motion. Motion was voted by roll call with the following result: Ayes - Fettic, Tatro, Smith, Bennett, and Mayor Teixeira. Nayes - None. Motion carried 5-0.

7. CLERK-RECORDER - Chief Elections Clerk Anne Clancy - ACTION ON CARSON CITY INITIATIVE PETITION REGARDING RAILROAD TRACKS ON CITY STREETS (1-2531) - Discussion ensued on the certification process and the intent of the petition. Mr. Cockerill explained the motion. Supervisor Smith moved that the Board approve the certification of the Initiative Petition by the Clerk-Recorder's Office and direct the District Attorney's Office to prepare the appropriate ordinance. Supervisor Fettic seconded the motion. Supervisor Bennett expressed her regret in seeing the petition and commended the opponents on their use of the process. Ms. Clancy noted her feeling that this was the first initiative utilized in Carson City and that it complied with all rules and regulations. Mayor Teixeira commended the Sponsors on their work. The motion was voted by roll call with the following result: Ayes - Bennett, Fettic, Smith, Tatro, and Mayor Teixeira. Nayes - None. Motion carried 5-0.

BREAK: At 10:25 a.m., a five-minute recess was taken. When the meeting reconvened at 10:30 a.m., the entire Board was present constituting a quorum.

8. FIRE CHIEF - Louis Buckley.

A. ACTION ON A PROCLAMATION REGARDING FIRE PREVENTION WEEK - OCTOBER 6-12, 1991 (1-2750) - Mr. Buckley explained the fire prevention reduction program and senior citizen programs. Supervisor Tatro moved that the Board approve the Proclamation declaring October 6 through 12, 1991, Fire Prevention Week and authorize each Member to sign. Supervisor Fettic seconded the motion. Motion carried 5-0.

B. ACTION ON A RESOLUTION AND COOPERATIVE AGREEMENT FOR RECIPROCAL AMBULANCE SERVICES BETWEEN CARSON CITY AND EAST FORK FIRE AND PARAMEDIC DISTRICTS (1-2885) - Discussion included the level of service provided in Douglas County and financial difference between Douglas and Lyon Counties. Supervisor Fettic moved that the Board adopt Resolution No. 1991-R-48, RESOLUTION AND COOPERATIVE AGREEMENT FOR RECIPROCAL AMBULANCE SERVICE BETWEEN CARSON CITY, NEVADA, AND THE EAST FORK FIRE AND PARAMEDIC DISTRICT, DOUGLAS COUNTY, NEVADA. Supervisor Tatro seconded the motion. Motion carried 5-0.

C. ACTION ON A RESOLUTION AND COOPERATIVE AGREEMENT FOR AMBULANCE SERVICES BETWEEN CARSON CITY AND CENTRAL LYON COUNTY FIRE DISTRICT (1-3017) - Discussion ensued on the Lyon County ambulance services, runs made to Lyon County monthly, Lyon County's responsibility for delinquent bills, and area in which service is to be provided. Supervisor Fettic moved that the Board adopt Resolution No. 1991-R-49, RESOLUTION AND COOPERATIVE AGREEMENT FOR AMBULANCE SERVICES BETWEEN CARSON CITY, NEVADA, AND THE CENTRAL LYON COUNTY FIRE PROTECTION DISTRICT, LYON COUNTY, NEVADA. Supervisor Bennett seconded the motion. Motion carried 5-0.

Mayor Teixeira commended the Department on its efforts. Mr. Buckley noted that Mr. Berkich and his office had also been involved in the negotiations.

9. PURCHASING AGENT - Acting Purchasing Agent John Iratcabal

A. ACTION ON REQUEST FOR FINAL PAYMENT ON CONTRACT NO. 9091-283 - COMMUNITY CENTER ASBESTOS ABATEMENT (2-0053) - Supervisor Tatro moved that the Board approve the request for final payment as presented by the Acting Purchasing Agent to Advance Insulations, Sparks, Nevada, and accept the Contract Summary as presented on Contract No. 9091-283, Community

Center Asbestos Abatement, with a funding source of Fund No. 101-5034 Building Maintenance. Supervisor Smith seconded the motion. Motion carried 5-0.

F. ACTION ON THE AWARD OF CONTRACT NO. 9192-007 - PRISON HILL TANK REHABILITATION (2-0079) - Utility Manager Dorothy Timian-Palmer explained the bid, the original bid, experience with the contract, the work needed to rehabilitate the tank, and attempts to obtain more than one bid. Mr. Iratcabal explained the advertising and that four contractors were present at the pre-bid conference, however, only one bid was received. Timetable for completion was noted. The public was requested to contact Ms. Timian-Palmer should they experience a pressure problem. Supervisor Bennett moved that the Board accept the Acting Purchasing Agent's recommendation and award the Contract to Bidder No. 1, Resource Development Company, 2305 Glendale Avenue, Suite 10, Sparks, as the lowest responsive and responsible bidder pursuant to the requirements of NRS Chapter 332, 338, 339, and 642 for a contract amount of $197,789 plus a $10,000 contingency, funding source Account No. 520-3505 Prison Hill Storage for $198,989 and Account No. 520-3505 Tank Maintenance for $10,000. Supervisor Smith seconded the motion. Motion carried 5-0.

B. ACTION ON THE AWARD OF CONTRACT NO. 9192-49 - JUNIOR SKI PROGRAM - RESORT (2-0275) - Mr. Kastens explained that the program would cost one dollar more than last year which was at the same location. Ski Incline has snow-making equipment and all of its commitments were met. Transportation was not included in this contract. Supervisor Tatro moved that the Board accept the Acting Purchasing Agent's recommendation and award Contract 9192-49 to Diamond Peak at Ski Incline, Incline Village, Nevada, as the lowest responsive and responsible bidder pursuant to the requirements of NRS Chapter 332 and authorize the Mayor to execute same with daily rates as indicated on the staff report. Supervisor Smith seconded the motion. Motion carried 5-0.

C. ACTION ON THE AWARD OF CONTRACT NO. 9192-32 - CARSON CITY STREET OVERLAY PROJECT (1-0335) - Clarification indicated this was an overlay project and not a chip seal project. Public Works Director Dan O'Brien explained the normal bidding process for this project and the difference in this year's bidding requests. The estimate was $920,000, which was considerably higher than the bids. The gas tax is the funding source. A listing of the streets to be overlayed was given to the Board but not the Clerk. The "grinding" program was outlined. Supervisor Tatro moved that the Board accept the Acting Purchasing Agent's recommendation and award Contract 9192-32, Carson City Street Overlay Project, to Bidder No. 2, Granite Construction Company of Gardnerville, Nevada, as the lowest responsive and responsible bidder pursuant to the requirements of NRS Chapters 332, 338, 339, and 624 for a contract amount of $752,900 and accept a contingency amount of $75,290, with the funding source Fund No. 256-3038 Street Overlays. Supervisor Bennett seconded the motion. Motion carried 5-0.

D. ACTION ON THE AWARD OF CONTRACT NO. 9192-33 - GOLF COURSE TRAP SAND (2-0468) - Discussion ensued on the sand grade, Gopher's bid, the replacement plan, reasons for the as-needed volume bid, Gopher's ability to deliver the sand when needed, and transportation costs. Supervisor Smith moved that the Board approve the --. Mr. Cockerill explained the need to have a motion denying Gopher's bid before an award is made. Supervisor Smith then moved that, regarding Contract 9192-33, the Board reject Bidder No. 1, Gopher of Fernley, Nevada, as not being responsive to the bid criteria. Supervisor Tatro seconded the motion. Motion carried 5-0.

Supervisor Smith moved that the Board award Contract 9192-33 to Sheldon Transfer Services, 1996 Old Oakland Road, San Jose, California 95131, as the lowest responsive and responsible bidder pursuant to the requirements of NRS Chapters 332, 338, 339, and 624 for a contract amount not to exceed $28,000, funding source is the Repair and Maintenance Budget 540-5200. Supervisor Tatro seconded the motion. Motion carried 5-0.

E. ACTION ON THE AWARD OF CONTRACT NO. 9192-55 - FIRE DEPARTMENT

BOND ISSUE DESIGN AGREEMENT (2-0665) - Discussion explained the selection process, public involvement in the design selection, desire to retain the museum within the facility, reasons the ballot questions had not included design, total projected expenditure for the facility, State involvement in the design, and the need for a private citizen to participate on the design concept committee. (2-0901) Richard Waiton expressed his feeling that the City should utilize the Reno Moana Lane station plans which had cost $979,000. The contractor is a Carson City resident. If this plan is not acceptable, he suggested procuring the design of any suitable facility as a means of further reducing the cost. (2-0965) Maxine Nietz felt that a citizen should have been on the architect selection committee. She urged the Board to have a private citizen on the design selection committee. This individual would be concerned with the actual architectural design and how it would fit into the downtown restoration project. Mr. O'Brien explained the selection committee members. Nine proposals were submitted. Four were interviewed. (2-1048) Sheehan-Van Woert Architects Principal Owner Jack Sheehan responded to Board questions on his qualifications, willingness to involve the public, desire to bring a good quality product to the City which would be within the budget, fire station experience, the Sparks station, size and facilities included in the conceptual design as seen at this time and compared to the ideas utilized in the bond question, projected cost, need for a contingency account, and projected timetable. Supervisor Smith moved that the Board award Contract 9192-55 to Sheehan-Van Woert Architects, 621 Lakeside Drive, Reno, Nevada 89511, for a contract amount of $174,400. Supervisor Bennett seconded the motion. Motion carried 5-0.

10. PARKS AND RECREATION DIRECTOR (2-1646) - Steve Kastens.

A. ORDINANCES - FIRST READING - ACTION ON AN ORDINANCE AMENDING SECTIONS 2.16.010, 2.16.030, 2.16.040, 2.16.045, AND 2.16.060 AND ADDING SECTION 2.16.060 OF CHAPTER 2.16 OF THE CARSON CITY MUNICIPAL CODE (PARKS AND RECREATION COMMISSION) AND OTHER MATTERS PROPERLY RELATED THERETO - Supervisor Tatro noted that the ordinance allows a student to be a member and moved to introduce on first reading Bill No. 156, AN ORDINANCE AMENDING SECTIONS 2.16.010, 2.16.030, 2.16.040, 2.16.045, 2.16.050 AND ADDING SECTION 2.16.060 of CHAPTER 2.16 OF THE CARSON CITY MUNICIPAL CODE (PARKS AND RECREATION COMMISSION) AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Fettic seconded the motion. Motion carried 5-0.

B. OTHER MATTERS - ACTION ON RECOMMENDATION THAT THE COST FOR THE TITLE SEARCH AND LAND SURVEY FOR THE CARSON CITY FAIRGROUNDS BE PAID BY THE CAPITAL ACQUISITION FUND OR RESIDENTIAL CONSTRUCTION TAX (2-1711) - The Commission recommended that the Board utilize the Capital Acquisition Funds for the title search. Research had indicated that the Residential Construction Tax funds could be utilized for this purpose. Supervisor Smith elaborated on the Commission's recommendation and motion. Mayor Teixeira questioned whether the Fund should be utilized for the search if it is later determined that additional property is not procured. Pam Case, Mr. Cockerill, and Mr. Kastens elaborated on the boundary questions. Resolution of these questions would facilitate the master plan development for the Park. Supervisor Tatro moved that the Board of Supervisors approve the expenditure of an amount not to exceed $4,000 for the title search and land survey of the Carson City Fairgrounds with the funding source of the Residential Construction Tax. Supervisor Fettic seconded the motion. Motion was voted by roll call with the following result: Smith - No; Tatro - Yes; Bennett - Yes; Fettic - Yes, based on the District Attorney's opinion that title search and surveys are an appropriate use of Residential Construct Tax funds; and Mayor Teixeira - Yes. Motion carried 4-1.

11. PUBLIC WORKS DIRECTOR - Daniel O'Brien.

A. ORDINANCE - SECOND READING - ACTION ON BILL NO. 154 REGARDING AN ORDINANCE INCREASING ANNUAL CLIENT PARKING ZONE FEES BY $200 PER SPACE (2-1998) - Supervisor Tatro moved that the Board adopt on second reading Ordinance No. 1991-54, AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE SECTION 10.33.360, FEES IN

RELATION TO CLIENT PARKING ZONES AND OTHER MATTERS PROPERLY RELATED THERETO, with a fiscal effect of an increase in Client Parking Zone fee of $200 per space. Supervisor Bennett seconded the motion. Motion carried 5-0. (2-2055) Mr. Cockerill noted that the effective date of this Ordinance would be upon publication. The permits are billed quarterly and this would not pose a problem.

B. UTILITY DIVISION MATTERS

i. ACTION ON AWARD OF CONTRACT NO. 9192-18 FOR THE CONSTRUCTION OF THE STEWART AND NORTHERN NEVADA CORRECTION CENTER FACILITIES WATER LINE (2-2041) (2-2071) - All the permits have been addressed. Supervisor Smith moved that the Board accept and authorize the Mayor to sign the award of Contract 9192-18, Construction of the Stewart and Northern Nevada Correction Center Facilities Water Line to Mike's Trenching, 3725 Lyon Lane, Carson City, Nevada 89701, per the requirements of Nevada Revised Statutes Chapters 332, 335, 339, and 624 for an amount of $164,929, funding source 520-3505-435-7859, plus a ten percent contingency for total amount of $181,422. Supervisor Fettic seconded the motion. Motion carried 5-0.

ii. ACTION ON THE AWARD OF CONTRACT NO. 9192-131 FOR THE CONSTRUCTION OF THE GOLF COURSE FIRE MAIN (2-2142) - Mr. O'Brien requested the motion include "subject to appropriate bonding." Discussion ensued justifying the main. Supervisor Bennett moved that the Board accept and authorize the Mayor to sign the award of Contract 9192-131, Construction of the Golf Course Fire Main, to L.M. Munns General Engineering Company, P. O. Box 2223, Carson City, Nevada, pursuant to the requirements of the Nevada Revised Statutes Chapters 332, 339, and 624 in the amount of $55,760.60. Following Mr. O'Brien's request for an amendment, Supervisor Bennett continued the motion to be subject to the receipt of appropriate bonding. Supervisor Smith seconded the motion. Motion was voted by roll call with the following results: Fettic - No, which is a petulant no; Tatro - Yes; Smith - Yes; Bennett - Yes; and Mayor Teixeira - No, and be it noted that it passed narrowly on a 3-2 vote. Motion carried.

APPROVAL OF MINUTES - August 1, 8, 13, and 14, 1991 (2-2304) - Supervisor Tatro moved to approve the Minutes of August 14, 8, 1, and 13, 1991. Supervisor Smith seconded the motion. Supervisor Tatro amended his motion to approve the August 13 Minutes as corrected. (See Minutes of September 19, 1991.) Supervisor Smith continued his second. Motion carried 5-0.

BREAK: At 11:55 a.m., a lunch recess was taken. When the meeting reconvened at 1:30 p.m., the entire Board was present constituting a quorum.

12. COMMUNITY DEVELOPMENT DIRECTOR - Walt Sullivan.

A. ORDINANCE - FIRST READING - ACTION ON (Z-91/92-4) REGARDING A CHANGE OF LAND USE REQUEST FROM CHICAGO TITLE INSURANCE COMPANY TO REZONE APPROXIMATELY .31 ACRES OF LAND FROM SINGLE FAMILY 6000 (SF6000) TO MULTI-FAMILY APARTMENT (MFA) LOCATED AT 1211 GOLDFIELD AVENUE (APN 4-121-06) (2-2335) - Supervisor Fettic moved to introduce Bill No. 157 on first reading, AN ORDINANCE EFFECTING A CHANGE OF LAND USE ON ASSESSOR'S PARCEL NUMBER 4-121-06 SAID PARCEL BEING LOCATED WEST OF CARSON MEADOWS DRIVE, SOUTH OF GOLDFIELD AVENUE, ADJACENT TO THE EAST PROPERTY LINE OF FIFTH STREET TOWNHOUSES AND NORTH OF THE EAST FIFTH STREET IN CARSON CITY, NEVADA, FROM SINGLE FAMILY 6000 TO MULTI-FAMILY APARTMENT ZONING. Supervisor Tatro seconded the motion. Motion was voted by roll call with the following result: Bennett - Yes; Smith - No; Tatro - Yes; Fettic - Yes; and Mayor Teixeira - Yes. Motion carried 4-1.

B. ORDINANCE - SECOND READING - ACTION ON BILL NO. 155 (Z-91/92-3) REGARDING AN ORDINANCE EFFECTING A CHANGE OF LAND USE ON PORTIONS OF ASSESSOR'S PARCEL NUMBERS 10-041-37 AND 10-041-19, SAID PARCELS BEING LOCATED IMMEDIATELY ADJACENT TO THE EAST AND SOUTH OF THE CARSON CITY HIGH SCHOOL IN CARSON CITY, NEVADA, FROM AGRICULTURE (A) TO PUBLIC (P) ZONING (2-2395) - Supervisor Tatro moved to adopt on second reading Ordinance No. 1991-51, AN ORDINANCE EFFECTING A CHANGE OF LAND USE ON PORTIONS OF ASSESSOR'S PARCEL NUMBERS 10-041-37 AND 10-041-19, SAID PARCELS BEING LOCATED IMMEDIATELY ADJACENT TO THE EAST AND SOUTH OF THE CARSON CITY HIGH SCHOOL IN CARSON CITY, NEVADA, FROM AGRICULTURE (A) TO PUBLIC (P) ZONING. Supervisor Fettic seconded the motion. Motion carried 5-0.

C. OTHER MATTERS (2-2478)

ii. STATUS REPORT ON BUILDING DIVISION BOARD OF APPEALS - The recent meeting between staff and the Building Association and the proposed change in Board composition were explained. Mayor Teixeira directed the District Attorney's office to prepare the appropriate ordinance. No other action was taken. (2-2758) Additional discussion occurred on including the proposed Board of Appeals in the questionnaire outlined in the following item. Mr. Sullivan outlined the items which could be appealed.

iii. STATUS REPORT ON PLAN REVIEW CONSULTANT FOR BUILDING DIVISION (2-2581) - The Builders Association recommended, and staff supported, tabling the proposal until the end of the first quarter of 1992. This would allow completion of the proposed coordination of Planning and Public Works Divisions and provide time to evaluate the need for this proposal. Individuals at the meeting were explained. Mayor Teixeira noted that the individuals who had been pushing the proposal had failed to attend. He requested all builders in this area be sent a questionnaire on the proposal. Comments acknowledged that there are a large number of builders who do not belong to the Association whom he wished to contact. Mayor Teixeira requested the questionnaire include the proposed Board of Appeals.

i. STATUS REPORT REGARDING COMMUNITY DEVELOPMENT GOALS (2-2819) - Deferred.

13. CITY MANAGER REPORTS, RESOLUTIONS, AND BOARD DIRECTIVES

A. DEPUTY CITY MANAGER - ACTION AND SIGNATURE ON FINAL CONTRACT AGREEMENT WITH ARA LEISURE SERVICES (EAGLE VALLEY GOLF COURSE RESTAURANT AND BAR) - Mr. Cockerill explained the delay in bringing the contract to the Board and then outlined the agreement. A major difference between the RFP and the agreement was deferral of the $2,000 monthly fee for two weeks due to the desire to facilitate the transfer of facilities and opening of the bar and flexibility in hours of operation. Clarification indicated the price listing was that of the prices in effect at the time ARA took over the facility. Discussion among the Board, Mr. Cockerill, ARA Regional Vice President Todd Wickner ensued on the company's bid buyback policy, proposed $5,600 investment, the $3,400 for golf carts, the utility bills, maintenance responsibility, the fee deferral, the clientele since ARA took over, and substitution of the Chief Finance Officer for a CPA -- who is a CPA -- for preparation of the financial reports. Supervisor Bennett requested staff track the operation and provide periodic status reports. Discussion noted the current operation, local purchasing policy, and the procedures for filing a complaint. Supervisor Smith moved that the Board approve and accept a contract between ARA and the City of Carson City regarding concessions at Eagle Valley Golf Course and authorize the Mayor to sign same. Supervisor Tatro seconded the motion. Motion carried 5-0. Mayor Teixeira then commended ARA on its operation and wished them well in their endeavors.

12. C. i. STATUS REPORT REGARDING COMMUNITY DEVELOPMENT GOALS (3-0478) - Mr. Sullivan requested deferring the Building and Safety Division's goals and objectives until Mr. O'Brien could meet with Building Official Karen Goddard. He then reviewed Mr. Berkich's July 30, 1991 memo on the Board's goals and objectives, e.g., status of the child care ordinance and hillside ordinance. Clarification ensued on the Board request on the adult care/child care ordinance -- a distance requirement to eliminate the potential for having an area dominated by this type of facility. Discussion ensued on the new business development, the issues considered by the Planning Commission, staff time dedicated to Planning Commission items, Department automation needs, the new business recruitment process and competition for same, Mayor Teixeira and Supervisor Smith's difference in philosophies on recruiting procedures, City Manager and Deputy City manager responsibilities in the recruitment process, reasons for transferring the Building and Safety Division to Public Works, NNDA's role in the business recruitment process, State economic conditions, the status of the noise ordinance -- which is a Health Department matter, status of the housing inspection program, social concerns connected with such a program, and Mr. Berkich's attempts to keep the Board aware of the status and concerns related to the housing inspection program. Mr. Sullivan thanked the Board for the clarification and expressed his willingness to continue resolving these issues. Mayor Teixeira commended all on their input.

BREAK: A ten-minute recess was taken at 3:10 p.m. When the meeting reconvened at 3:20 p.m., the entire Board was present, constituting a quorum.

13. B. STATUS REPORTS REGARDING:

i. CHANGEMASTERS (3-2915); ii. HISTORICAL "WALK" (3-2913) - The programs were briefly outlined.

iii. PRO-ACTIVE HOUSING INSPECTION PROGRAM - See Community Development Goals and Objectives above.

iv. LANDFILL OPERATIONS ALONG CARSON RIVER (3-3095) - Efforts and progress on resolving the Butterfield problem were outlined.

v. POLICY, PROCEDURE AND PAMPHLET REGARDING SPECIAL EVENTS WITHIN THE CITY (3-3114) - Should be ready for Board consideration soon.

vi. LONE MOUNTAIN CEMETERY (4-0025); AND vii. DEFINITION OF PARKS AND RECREATION DEPARTMENT AND COMMISSION POLICIES AND PROCEDURES (4-0030) - Should be ready for action by the next Board meeting.

14. BOARD OF SUPERVISORS REPORTS, RESOLUTIONS, AND PROCLAMATIONS - ISSUES REQUESTED BY MEMBERS OF THE BOARD OF SUPERVISORS:

A. MAYOR TEIXEIRA (4-0038) - Briefly outlined the activities of the Commission on Aging's Laughlin meeting. A copy of the "New Age Wave" tape will be aired on PATCOM. The Hiroshima, Japan contingency's pending visit was noted.

B. SUPERVISOR SMITH (4-0101) - Parks and Recreation Commission meeting and its discussion of the overnight camping fee/policy and master plan were outlined. Concerns about the lack of adequate lighting and park hours at the Park Terrace Park were noted. He recommended the hours be established as at dark rather than 10 p.m.

C. SUPERVISOR FETTIC (4-0250) - Noted progress on establishing the ad hoc Redevelopment Committee.

D. SUPERVISOR TATRO (4-0255) - None.

E. SUPERVISOR BENNETT (4-0262) - Informed the Board of the Hospital Board of Trustees' decision to employ Steve Smith as Hospital Administrator. TRPA's final draft of the 1991 Evaluation had been presented to the Authority. A copy would be available for review at the City Manager's office.

A. MAYOR TEIXEIRA - CONTINUED (4-0315) - Nevada Wildlife Commission's recommendation to open Marlette Lake for catch and release fishing was discussed. Board concerns were noted. Supervisor Bennett felt that the proposal was an issue which TRPA should consider also.

E. SUPERVISOR BENNETT - DISCUSSION AND POSSIBLE ACTION ON RECONSIDERATION OF THE ISSUANCE OF AN RFP FOR THE SELECTION OF THE GOLF PRO (4-0375) - Utilized excerpts from the December 13, 1990 Board Minutes and a handout on hiring practices for a Corporate Executive Officer given to the Hospital Board of Trustees to emphasize her feeling that the Board should reconsider its action to negotiate a contract with Mr. Bushman without seeking bids. (A copy was given to the Clerk.) She felt that at the time the initial contract had been issued to Mr. Bushman, the Board's intent was to proceed with the RFP process during 1991. If Mr. Bushman was the winning bidder, it would remove the "cloud" she felt he had over his head indicating that he had been given a "sweetheart" deal. The resulting contract would also be in the best interest of the City and maintain the high Board standards of integrity. Discussion ensued on the Board's intent to lease the concessions, the golf pro RFP, and whether Mr. Bushman's contract was a probationary period which would be extended if successful. Supervisor Fettic expressed a desire to also listen to the tapes. Supervisor Bennett felt that Mr. Bushman had accepted the one year contract and the possibility that his willingness to bid for the position after that term may have been based on the potential that the one-year contract would give him an advantage in bidding. Board contacts from the public were noted. Supervisor Smith used the COE article to point out that there are also valid reasons for not seeking RFPs. He then explained his reasons for feeling that the right individuals were running the course and should be retained. Supervisor Bennett stressed her feeling that the City could not compare Mr. Bushman with others as RFPs were not being sought. Supervisor Smith noted that RFPs do not provide guarantees that the best person would be hired. The pros and cons of this issue were discussed at length. Mayor Teixeira pointed out that the courses were self-sustaining and a tourist attraction which are different from the Hospital Administrator. The Pro's need to balance the tourist trade with local play was stressed. He felt that Mr. Bushman's one-year contract was successful and a long-term contract should be offered. Supervisor Tatro then explained his original concerns and present support for Mr. Bushman. Supervisor Bennett responded by expressing her feeling that if the Board does not request RFPs, the best candidate could not be determined. She illustrated several matters she felt the Board or the City Manager had initiated for the betterment of the course. Problems discovered by the Internal Auditor were cited as additional reasons for seeking RFPs.

(4-1950) Ron Law, a Certified Public Accountant and a Certified Management Accountant, stressed his feeling that RFPs should be sought. Mayor Teixeira noted that charges had not been brought against anyone and requested he stay on the subject. Mr. Law then offered to pay for $2,000 of the costs for seeking bids. Mr. Law felt that Mr. Bushman had not bid on the restaurant concession as it was put out for competitive bid and that the City was giving Mr. Bushman a $1,000,000 contract.

(4-2091) Phil Martin felt that he was qualified as the Chief Marshal of the courses to state that the course was in great shape. The tournaments held on the course were a tourist attraction and benefit to the community. In view of the increased play and tourism, he urged the Board to retain the current golf team.

Supervisor Fettic noted that staff is merely negotiating with Mr. Bushman on a contract. These negotiations have not been completed. He felt that Mr. Bushman had successfully met his probationary period. Supervisor Bennett then expressed her willingness to accept the Board's decision on the issue. Supervisor Fettic commended her on her professionalism in the presentation. Supervisor Bennett then moved that the

Board of Supervisors reconsider the issuance of an RFP for the selection of the Golf Professional. When a second was not forthcoming, Mayor Teixeira ruled that it had died and thanked her for her input.

BREAK: At 4:35 p.m., a recess was declared. When the meeting reconvened at 6 p.m., the entire Board was present constituting a quorum. Staff present included City Manager Berkich, Clerk-Recorder Nishikawa, Sheriff McGrath, Chief Deputy District Attorney Cockerill, and Recording Secretary McLaughlin.

15. DISCUSSION AND POSSIBLE ACTION REGARDING RECONSIDERATION OF THE R.A.I.S.E. (REDUCE ACCIDENTS AND INJURIES THROUGH STRICT ENFORCEMENT) PROGRAM (4-2352) - Sheriff McGrath reviewed the Board's September 5 action and comments given an officer when ticketing an individual for running a light. He then stressed the program's purpose, e.g., reduce accidents and injuries. It had not been to raise General Fund revenue although there is a correlation. Traffic enforcement programs utilized since 1984 were outlined including the citations issued. The projected tickets, resulting revenue stream, and additional staffing were outlined. Board concerns related to the revenue stream, staffing needs, and tickets required to meet that revenue were discussed. Sheriff McGrath stressed that the program and his Department were not a revenue generating source. His intent was to reduce the accidents and injuries by increased enforcement and public awareness. The Federal grant would only support the equipment and public awareness. Clarification indicated that it would require 15 citations a day to cover the personnel costs. Clarification indicated that the funds derived from the program were to be utilized solely for the program. Any overage generated should be returned to the Sheriff's Department. Any shortage should be explained by the Sheriff.

(4-2855) Chad Dohrenseid, State Chapter Coordinator for National Motors Association, explained his contact with the State Department of Transportation employees, e.g., the Safety Officer. These employees had, on their own initiative, retained a traffic engineer to analyze the City's signage and signals. This report was purportedly rejected by the City Council. The Council also requested this information be kept confidential which kept the Association from obtaining a copy. He then cited CCMC 10.20.010 which he felt was illegal and conflicted with NRS 484.781 and the State's Manual on Uniform Traffic Control Devices. His comments cited examples to support his contention. He felt that the City should retain an engineer and analyze all the traffic signage and streets designations and come into compliance with the Statutes. Citations should not be issued until this is done. Revenue support for the General Fund was an offensive issue which he wished to avoid. He then cited CALTRANS report indicating pedestrians using crosswalks are more likely to be struck than jaywalkers. For this reason, CALTRANS No longer paints pedestrian crossings. Clarification ensued concerning his remarks on the report. Supervisor Fettic expressed his feeling that he would like to see the report. Mr. Dohrenseid felt that the Department of Traffic Safety could supply a copy of the 1988 report.

Mayor Teixeira then noted a letter from John Beale, who could not be present. Some of his information had been discussed by Mr. Dohrenseid.

(5-0075) Frank Chase elaborated on his feeling that growth within the Sheriff's office has been double that of the City. In spite of this increase, the same number of patrol officers are on a beat. He questioned the reasons for eliminating the two motorcycle traffic officers. He then questioned the Sheriff's motives for wishing to re-establish the two traffic officers with vehicles and their cost effectiveness. He also questioned the reasons for needing additional support personnel. Mayor Teixeira explained the number of support personnel, the City's austere budget, and lack of new personnel. Mr. Chase felt the support personnel was unreasonable. He felt the time to stop the ever increasing tax burden had arrived. He urged denial of the proposed speed trap.

(5-0275) Bill LaFollette presented a report to the Board and Clerk which he explained as supporting his contention that the number of traffic accidents occurring in Carson City did not support the traffic division;

that the Division would not be functioning as a true Traffic Division; the laser equipment is of questionable use; that the Highway Patrol would provide the level of service desired if requested; and the Sheriff's desire to utilize State funds for traffic enforcement to the detriment of the Highway Patrol. Mayor Teixeira noted that the laser would not be used. Mr. LaFollette questioned the reasons for the Sheriff's desire to establish a traffic division rather than utilize the Highway Patrol, establish the Division after the peak tourist season, whether the vehicle would reduce the accidents or provide additional patrolpersons which would be supported by the taxpayers, and the timing of the funding request in view of the economy. He felt that the statistics provided on the previous traffic division was for motivation purposes and were of questionable value.

(5-0615) Nevada Highway Patrol Colonel Bill Yukish elaborated on the traffic and accident problems encountered by society to support the need for increased safety awareness. He then explained the agreement with Carson City for the Highway Patrol to respond to accidents on the major highways and utilization of officers passing through the City to enforce traffic laws on the major arterials. Under this agreement, 3500 citations had been issued. The proposal to reallocate the $3 motor vehicle tax from the Highway Patrol to the Sheriff was a bill draft for the next Legislature. The Highway Patrol is currently attempting to determine the source and reasons for this bill draft. Clarification noted that the Highway Patrol had issued 3500 citations in Carson City and that Carson City Sheriff's Department had issued 3600 citations. Colonel Yukish felt that there was adequate traffic to support both the Highway Patrol and the Sheriff's Office without duplication of services.

(5-0895) Dave Wyble expressed his feeling that the City has a great deal of tourist oriented traffic which is increasing. He felt that the priorities were confused in the program as proposed citing the increase in jaywalking versus the DUI enforcement. He felt the proposal was placing an unfair burden on local residents. The program was proposed as a revenue generator and not a traffic safety program. He felt that the Sheriff should use two of his administrative personnel for a test program to determine the reaction and prepare the public for the program. He felt there were more pressing issues for the Sheriff to address, e.g., gangs.

(5-1030) Chamber of Commerce Executive Vice President Larry Osborne expressed his feeling that the proposal would send the wrong signal to tourists and businessmen. The proposal, as presented, was a revenue source with a quota system/speed trap. He questioned the revenue source if adequate tickets are not issued and if the General Fund could support the additional personnel. Examples of the parking ticket impact on tourists were cited.

(5-1171) Robert Brogan elaborated on his feeling that the Sheriff was ignoring his constituents and that his support for the original traffic enforcement program had been only for safety reasons. Revenue had not been considered. The program would create a substantial increase in auto insurance premiums for residents. He found the traffic engineering in the City to be deplorable. He supported a well thought out, intelligent traffic engineering and enforcement program.

(5-1325) George Horton explained his experience as a crossing guard indicated a dire need for the program and urged the Board to continue to support the plan.

(5-1405) Robert Geraldo displayed pictures of and explained traffic problems encountered on Silver Sage Drive. He felt that these problems decreased the value and enjoyment of his home. He felt that individuals obeying the law should not fear the program and urged the Board to continue supporting the program.

(5-1535) May Ruth French expressed her feeling that Federal programs cost the residents. The program would become a speed trap particularly if it reduced traffic speeds throughout the City. She did not feel that additional officers were needed. The gang problem was cited as an example of places were the funds should be allocated. Better signage was needed.

(5-1610) Kirk Brown questioned the reasons the problem areas had not been heavily patroled. He felt the funding source would be the residents and was merely another unfair tax.

(5-1695) Chamber of Commerce President Doc Beaudette expressed concerns received from businesses about the proposed speed trap. Although he went through Mr. Horton's school zone many times a day, he did not perceive the problem to be as bad as indicated. Likewise, he did not see a traffic problem in any other part of the City.

(5-1808) Michael Anderson explained his engineer schooling to support his contention that the program would eventually reduce the need for it and the revenue source would be eliminated. He felt that a ring route was needed and would address many of the traffic congestions. He felt that the signals should be synchronized. Enforcement should be utilized as a tool and not to relieve the congestion problems.

(5-1985) Richard Waiton urged the Board to act on the need for uniform signage. The original motorcycle officers had reduced the traffic problems. He questioned the revenue source if the citations do not meet the projections. An example was cited as personnel added by the Finance Department and purportedly funded by the enterprise accounts to support his contention that the General Fund would be responsible for the Traffic Officers.

(5-2251) John Ray expressed his support for the program's concept. His knowledge of ongoing traffic violations were outlined. He felt the City had "lousy engineering" and lacked public education on driving courtesies. If these matters are addressed, the situation may improve. Traffic needed to be addressed.

(5-2290) Maxine Nietz expressed her feeling that the only individuals who would be caught by the "speed trap" would be ones who were in fact speeding. The fine was part of the penalty for such actions and was a fair method of addressing the problem. She urged the Board to support the Sheriff's program.

Mayor Teixeira then outlined the areas where he felt traffic problems existed. The personnel requests had not been included in the budget due to the economic environment. He felt that when the budget could support these positions, they should be added. The volume of tickets required to generate the revenue was a concern. He could, however, support a general education program which as a sideline included ticketing violators. He then passed the gavel to Mayor Pro-Tem Fettic. Mayor Teixeira then moved that to defray the implementation of the R.A.I.S.E. Program until such time that the Board could fund through the normal General Fund process the deficiency that exists with the Justice Court, the District Attorney's office, and the Sheriff's Office, and then fund this position in the area of traffic enforcement mitigation based upon a normal revenue stream the two additional personnel and only that would be the areas, there would be, in fact, all additional revenues that are generated through normal, normal law enforcement, that these revenues be in a set aside and committed to one shot programs that would address other areas in the area of youth or gang related activities. Supervisor Smith seconded the motion. Mayor Pro-Tem Fettic explained the perception that the program was to be a speed trap. He also cited several traffic problems and noted his original support for the program. He expressed the hope that the Board could address the problem without tying the revenue to citations. Following clarification of the correct motion to reconsider previous Board actions, Mayor Teixeira withdrew his motion. Supervisor Smith withdrew his second. Mayor Teixeira then moved that the Board of Supervisors reconsider the R.A.I.S.E. Program. Supervisor Smith seconded the motion. Supervisor Smith then explained his original support for the program. His reasons for reconsidering the issue was related to the funding source and feeling that the General Fund could not support the program in any manner. Supervisor Bennett expressed the feeling that the Board had failed to look deep enough into the impact on the community. She requested an opportunity to evaluate the study referred to by Mr. Dohrenseid. The motion to reconsider the R.A.I.S.E. Program was voted by roll call with the following result: Bennett - Yes; Mayor Teixeira - Yes; Smith - Yes; Tatro - No; and Mayor Pro-Tem Fettic - Yes. Motion carried 4-1.

Mayor Pro-Tem Fettic requested the City Manager agendize the traffic problems which have been pointed out to the Board including the inadequate signage, the multitude of speed zones, and for him to attempt to mitigate the matter through the budget process so that the Sheriff could obtain the individuals he needs. Mayor Teixeira then moved that the Board at this time not go forward with the R.A.I.S.E. Program until such time as the Board can adequately staff the supporting areas of Justice Court, District Attorney, and Communications Officers and at that time he would welcome its being brought back to the Board. Supervisor Smith seconded the motion. Motion was voted by roll call with the following result: Smith - Yes; Tatro - No; Mayor Teixeira - Yes; Bennett - Yes; and Mayor Pro-Tem Fettic - Yes. Motion carried 4-1.

Mayor Pro-Tem Fettic returned the gavel to Mayor Teixeira. Mayor Teixeira expressed his feeling that Sheriff McGrath's program was well intended and in the best interest of the City. He thanked the public for its attendance and participation.

Supervisor Smith then moved to adjourn. Supervisor Bennett seconded the motion. Motion carried 5-0. Mayor Teixeira adjourned the meeting at 7:50 p.m.

The Minutes of the October 3, 1991 Carson City Board of Supervisors meeting

ARE SO APPROVED ON ________________, 1991.

__/s/______________________________________
TOM FETTIC, Mayor Pro-Tem

ATTEST:

__/s/________________________________
KIYOSHI NISHIKAWA, Clerk-Recorder