A regularly scheduled meeting of the Carson City Board of Supervisors was held on Thursday, December 19, 1991 at the Community Center Sierra Room, 851 East William Street, Carson City, 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
	Basil "Butch" Moreto	Purchasing Agent
	Charles P. Cockerill	Chief Deputy District Attorney
	Dorothy Timian-Palmer	Utility Manager
	Katherine McLaughlin	Recording Secretary
	(B.O.S. 12/19/91 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. Bruce Henderson of the Church of Christ gave the Invocation. Mr. Berkich led the Pledge of Allegiance. Roll call was taken. The entire Board was present constituting a quorum.

APPROVAL OF MINUTES - November 7 and 21, 1991 (1-0041) - Supervisor Tatro moved that the Board approve the Board of Supervisors minutes for November 7 and November 21, 1991. Supervisor Fettic seconded the motion. Motion carried 5-0.

CITIZEN COMMENTS (1-0060) - May Ruth French questioned the status of the Events Center roof. She reminded the Board that Wild Bill's Motel had lost its roof during a windstorm and that the area is a "wind tunnel." She opposed the project due to her desire to maintain the atmosphere of New York's Central Park and its openness. She then questioned where Chromalloy would obtain its water, whether it would be required to have a holding tank, if the City would lose the water it needed to operate, and why the City was allowing the firm to locate here when the City was in the middle of a drought and restricting water usage. She then expressed her feeling that firms utilized the demographics on the City's population when making a decision to relocate to this area. If the City's Spanish population was high enough, they then maintained a low minimum wage. Mayor Teixeira asked her to contact his office as he could not provide answers or enter a dialogue under this heading. Ms. French explained her only purpose was to attempt to motivate the public and have them contact the City.

(1-0120) James Kirk as a Trustee and member of the Executive Committee for Carson Access Television Foundation explained that an emergency situation had occurred on Friday which had not given him time to bring the issues to the Board. He had met with the City Manager, however, had failed to resolve all the issues. As the November 21 presentation had been terminated before the full presentation could be made and the CATF President's request for time on today's agenda was not granted nor had the Board attended or agendized a workshop to learn more about the operation, and as City and CATF does not have a contract, he was ordering his volunteers to terminate live broadcast of the Board meeting. The meeting would be taped for viewing at a future date. Mayor Teixeira directed that the matter be agendized for a future date.

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

1. DEPUTY CITY MANAGER - Pat Sorenson - ORDINANCE - FIRST READING - ACTION ON AN ORDINANCE AMENDING TITLE 4 OF THE CARSON CITY MUNICIPAL CODE ADDING A SECTION PERTAINING TO LIQUOR CATERING SERVICES (1-0252) - Clarification for Business License Supervisor Pam Robinson indicated the Board had received her memo indicating her Department's concerns with the proposal. Member Smith noted the lack of information on this procedure and then outlined his involvement in the process. Discussion between Member Smith and Ms. Robinson indicated staff had not proposed the changes. Member Smith then explained Mr. Upton's desire to obtain a license and cater private parties as a professional bartender. An ordinance had been drafted by Deputy District Attorney Suglia and distributed to the affected Departments. Issues which were brought to light during Monday's meeting with staff had not been resolved by this meeting. He then proposed the Board consider the proposal and provide staff with direction on how the short-term liquor permits should be modified for this purpose. (1-0375) Mr. Russell Upton then explained his feeling that casinos currently cater events with portable bars which is not covered in their licenses. The license fee proposed for caterers was too low. The concerns for licensing a specific site could be addressed by modifying the definitions to include specific times and locations. This would eliminate catering trucks and pizza delivery services. Ten day prior notice of a function could be included in the licensing requirements. Additionally, a $100 fee for each catering bar or catering license would restrict the number of bars per license. The proposal would provide better control over serving minors as a licensed professional would be handling all serving. Short-term permits could not handle the licensing as they are generally utilized by non-profit organizations, which he was not. Discussion pointed out the need to establish a procedure for the Sheriff's Department to enforce the liquor laws as the parties would be held in private homes, need for advance notification to the Sheriff's Office on the party location, need to prohibit pizza deliveries and truck caterers from selling liquor at unsupervised functions, and the notification period needed to obtain a short-term permit. Discussion also noted that Las Vegas has a definition of catering which the City may wish to consider. Member Smith then moved that the Liquor and Entertainment Board continue a proposed ordinance amending Title 4 adding a section pertaining to the liquor catering service. Member Fettic seconded the motion. Motion carried 6-0.

There being no other matters of discussion, Chairperson Teixeira adjourned the Liquor and Entertainment Board and immediately reconvened the session as the Board of Supervisors. The entire Board was present constituting a quorum.

BOARD OF SUPERVISORS - ORDINANCES, RESOLUTIONS, AND OTHER ITEMS

AGENDA MODIFICATION (1-0653) - Item 11. Parks and Recreation Director - A. Ordinance - First Reading - Action on an Ordinance Amending Chapter 5.20 (Operation of Public Education and Governmental Television Channel) and Adding Subsections 5.20.035 (Term of Office) and 5.02.036 (Removal for Cause) of the Carson City Municipal Code; and, B. Other Item - Action on PAT 35 Advisory Group Recommended Policies and Guidelines were pulled.

2. PURCHASING AGENT - Basil "Butch" Moreto.

A. ACTION ON CONTRACT NO. 9192-170 - NEVADA APPEAL RATE AGREEMENT (1-0653) - Clarification cited examples of the items published under these rates. Supervisor Smith moved that the Board approve the Purchasing Agent's recommendation and authorize the Mayor to sign Contract 9192-170. Supervisor Tatro seconded the motion. Motion carried 5-0.

B. ACTION ON THE REQUEST FOR FINAL PAYMENT FOR CONTRACT NO. 9091-217 - NEW EMPIRE SEWER EXPANSION PROJECT - PHASE I (1-0749) - Utility Manager Dorothy

Timian-Palmer explained the change orders and their funding. The total project was "quite a bit" under the engineer's estimate. Supervisor Bennett moved that the Board approve the request for final payment for Contract 9091-217, New Empire Sewer Expansion Project Phase 1, to Q and D Construction, 3675 Mill Street, Reno, and accept the Contract Summary as presented, the funding source is Account No. 510-0000 for fiscal year 91-92 and 92-93 for a total amount of $32,100.68. Supervisor Tatro seconded the motion. Motion carried 5-0.

C. ACTION ON THE AWARD OF CONTRACT NO. 9192-151 - HANDICAP PLAYGROUND EQUIPMENT (1-0920) - As Parks and Recreation Director Steve Kastens was not present to respond to questions on why only one quote was given on the installation and the proposed equipment site, the request was continued until later in the meeting.

D. ACTION ON THE AWARD OF CONTRACT 9192-172 - HIGH PERFORMANCE TYPE, 2-DOOR VEHICLE - RE-BID (1-0995) - Discussion noted that federal funding would be utilized for the purchase of this "theme" car. Supervisor Bennett moved that the Board approve the Purchasing Agent's recommendation and award Contract No. 9192-172 to Bidder No. 2, Valley Chevrolet Pontiac, Inc., 2500 North Carson Street, as the lowest responsive and responsible bidder pursuant to the requirements of NRS Chapter 332 for an amount of $15,950, funding source is Account No. 210-0000 Sheriff's Office Federal Grant. Supervisor Smith seconded the motion. Motion carried 5-0.

C. ACTION ON THE AWARD OF CONTRACT NO. 9192-151 - HANDICAP PLAYGROUND EQUIPMENT - CONTINUED (1-1055) - Discussion ensued between the Board and Parks and Recreation Director Steve Kastens on the site for the equipment at Centennial Park and reasons why staff was not planning to install the equipment. Mayor Teixeira then explained his reasons for feeling that staff should install the equipment and passed the gavel to Mayor Pro-Tem Fettic. Mayor Teixeira moved that the Board accept the Purchasing Director's recommendation and award this contract to Bidder No. 3, Boyce Recreation Incorporated, 2500 West 5700 South, Wellsville, Utah, as the lowest responsive and responsible bidder pursuant to the requirements of NRS Chapter 332 for a contract amount of $22,291 minus all installation costs, that the Parks and Recreation Department install the equipment and not the lowest responsive bidder for a savings to the City of approximately $5,000. Supervisor Bennett seconded the motion. Following Supervisor Bennett's request for modification to the motion, Mayor Teixeira continued his motion to include funding source is 350-5000. Supervisor Bennett continued her second. Comments were solicited but none made. Motion carried 5-0. Mayor Pro-Tem Fettic then returned the gavel to Mayor Teixeira.

3. DISTRICT ATTORNEY - Charles P. Cockerill - ACTION ON LEASE BETWEEN CARSON CITY AND ALLSTATE INSURANCE COMPANY FOR THE DISTRICT ATTORNEY'S OFFICE AT 111 TELEGRAPH STREET (1-1195) - Continued until later in the meeting.

4. DEPUTY CITY MANAGER - Undersheriff Vic Freeman - ACTION ON LEASE OF CITY OWNED DUPLEX AT 101 AND 105 ROOP STREET TO THE CARSON DETOXIFICATION CENTER (1-1198) - Mr. Berkich introduced Carson Detoxification Center Representative/Attorney Allison Joffee and Maryellen Waltz. Undersheriff Freeman requested a short recess to allow time to set up the projector.

BREAK: At 9:50 a.m., a five-minute recess was declared. When the meeting reconvened at 9:55 a.m., the entire Board was present constituting a quorum.

Ms. Waltz then used the overhead projector to illustrate the program and its purpose. She then explained the desire to be located as close to the Sheriff's Department as possible and how the building would be utilized. Comments between Mayor Teixeira and Ms. Waltz stressed that the program was only the beginning step for an individual as he/she would have to seek additional assistance from other programs. Supervisor Smith noted that the Board Action Request indicated a loss of $7,800 in revenue. The cost to maintain the duplex was approximately that amount, if not more. Mr. Cockerill then reviewed the terms of the lease. Parks and Recreation Director Kastens noted the history of the building and the repair problems. The Center would be responsible for all maintenance costs. The Center would occupy one-half of the duplex until the current tenant has been given the appropriate notice to vacate and does so. Ms. Joffee noted that the Center would be responsible for all City/State/Federal Code requirements mandated to remodel and upgrade the facility, which includes handicapped amenities. None of the funding would be City monies. Supervisor Fettic then moved that the Board lease the Carson City owned duplex located at 101 and 105 Roop Street to the non-profit organization known as Carson Detoxification Center at a cost of $1 per year for five years with an option to extend for five additional years. Supervisor Smith seconded the motion. Supervisor Fettic explained his knowledge of the Center's efforts and commended them on the same. Motion carried 5-0. Ms. Waltz then introduced her Board and Bureau of Alcoholic Beverage-Drug Abuse Analyst Tim Mulhern.

3. DISTRICT ATTORNEY - Chief Deputy District Attorney Charles P. Cockerill - ACTION ON LEASE BETWEEN CARSON CITY AND ALLSTATE INSURANCE COMPANY FOR THE DISTRICT ATTORNEY'S OFFICE AT 111 TELEGRAPH STREET (1-1958) - Mr. Cockerill explained the terms of the lease, funding, reasons the area for the Justice Court was not included in the lease, and responded to Board questions on the per square foot cost, responsibility for and projected cost to upgrade the facility. Mr. Berkich and Gold Dust Properties Broker Thomas Y. Johnson, representing Allstate Insurance, elaborated on the reasons Justice Court was not included in the lease. A lease agreement on its proposed site was outlined. There is no parking at either the present facility or the new building. District Attorney Noel Waters felt that he could be relocated by February. He then elaborated on the remodeling costs and reasons for the increase in rent after the third year. Mr. Kastens explained that bids had been received for the remodeling and would be awarded as soon as Board direction is given. Mr. Waters commended Mr. Kastens and his staff on their cooperation and assistance. He also explained how he planned to utilize the space and reasons it was less than his budget request. Supervisor Fettic then moved that the Board approve and authorize the Mayor to sign a lease of 111 West Telegraph for District Attorney's office purposes and uses. Following Mr. Cockerill's request for amendment, Supervisor Fettic continued his motion to include Fiscal impact of $29,000 -- 67 cents per square foot for the first and second year and 72 cents per square foot for the third through fifth year, funding source from the General Fund. Supervisor Smith seconded the motion. Motion carried 5-0.

5. SHERIFF - Paul McGrath

A. PRESENTATION REGARDING BOYS AND GIRLS CLUB OF WESTERN NEVADA (CARSON CITY) PROPOSED FACILITY (1-2545) - Sheriff McGrath explained the reasons for the request, proposed location, and PAL and the Sheriff's Association support. Mr. Berkich noted Association President Dan Holub's letter supporting the proposal had not made the Board's packet. Clarification noted that the presentation was not a request for action but merely an informational status report. Supervisor Tatro is a Board member of the Boys and Girls Club. Discussion ensued among the Board and Sheriff McGrath concerning the possibility of using a portion of the building for arraignments and sharing the upgrading cost. Staff was directed to analyze this issue. Supervisor Tatro elaborated on his reasons for bringing the issue to the Board. Supervisor Smith explained his reasons for supporting the request based on the location and potential users. (1-2835) Ted Walker explained his role with PAL, its program, other facility users, support for the Boys and Girls program, and urged the Board to appropriately staff such an activity. Mayor Teixeira commended him on his efforts. Supervisor Fettic noted that the proposal had potential. Mayor Teixeira noted the next step would require funding by the Board. No formal action was required or taken on the proposal.

B. ACTION ON CORONER-PUBLIC ADMINISTRATOR POSITION (2-0030) - Sheriff McGrath outlined the increased need for a Coroner-Public Administrator particularly in view of the senior citizen demographics indicating an influx of senior citizens to Carson City. He requested the Board approve the position and allow staff and himself to work out the grade. Discussion ensued among the Board, Sgt. Shaffer, Sheriff McGrath, Clerk-Recorder Nishikawa, Mr. Cockerill, and Mr. Berkich concerning the services now provided by the Clerk-Recorder and Sheriff's Departments, time utilized for these services, the possibility that if a medically trained person is utilized in this position it would reduce the need for autopsies, cost of same, the salary savings available for this position within the Sheriff's budget, death investigation criteria mandating the Sheriff's office involvement, reasons for using Reno pathologists, the procedures necessary to establish the position, other duties which may be assigned to the position, reasons the request should be included with the budget considerations in January, and whether the position should be at the same grade as an Assistant Sheriff. Supervisor Smith moved that the Board delay any action on combining the Coroner and Public Administrator into a single position for administration until such time as appropriate budgetary decisions are considered. Supervisor Tatro seconded the motion. Comments were solicited but none made. Motion carried 5-0.

BREAK: At 11 a.m., a ten-minute recess was taken. When the meeting reconvened at 11:10 a.m., the entire Board was present constituting a quorum.

6. CLERK-RECORDER - Kiyoshi Nishikawa

A. ACTION ON APPOINTMENT OF A GUARDIAN FOR YVONNE K. DUNCAN (2-0630) - Pulled.

8. COMMUNITY SERVICES DIRECTOR - Walt Sullivan

A. PLANNING COMMISSION REFERRALS - REVIEW AND APPEAL ITEMS (2-0645)

i. ACTION ON V-91/92-4 REGARDING A VARIANCE APPLICATION FROM RANDY AND BRENDA TRUJILLO TO VARY FROM THE MINIMUM STREETSIDE FENCE SETBACK REQUIREMENTS ON PROPERTY ZONED SINGLE FAMILY 6000 (SF6000) LOCATED AT 2590 PANAMINT ROAD (APN 8-794-01) - PLANNING COMMISSION DENIED 4-3-0-0 - Following Mr. Sullivan's introduction which included the necessary findings to approve the request, Mr. Trujillo explained the meetings which he had had with Mr. Sullivan and his support of the recommendation and the findings. Supervisor Fettic then moved that the Board reverse the Planning Commission decision to deny Variance Application V-91/92-4 based on the following findings: A. The proposed development would further be in keeping and not contrary to the objectives of the Master Plan, specifically, Objective IV, Recommendation 1 that the fence does enhance the attractiveness of this residence and generally the subdivision and also conforms with Objective II, Recommendation 1 in that approval of the variance for this fence will not detract from the attractiveness of the neighborhood; B. The effect of the fence on the immediate neighborhood will not be detrimental; the fence will not be detrimental as demonstrated by numerous letters of support from the adjacent neighbors to the applicants' fence variance request; C. That there is merit and value in the fence for the community as a whole; it is the Board of Supervisors' determination that the fence will not detract from the general value of the subdivision and thus would have merit and value for the community as a whole; and, D. That sufficient consideration has been exercised by the property owner in adapting the fence to the existing improvements in the vicinity; the applicant has constructed the fence that while it does not meet strict setback requirements, does match the existing improvements, i.e., other fences in the general neighborhood in size, material, and construction. Supervisor Bennett seconded the motion. Comments were solicited but none made. Motion carried 5-0.

ii. ACTION ON S-91/92-3 REGARDING A TENTATIVE SUBDIVISION MAP, VALLEY VIEW ESTATES, APPLICATION FROM RICHARD SCOTT OF IRON MOUNTAIN ACQUISITION COMPANY (PROPERTY OWNER: AUDREY BELL VINCENT) TO CONSTRUCT 72 DWELLING UNITS CONSISTING OF TWELVE FOUR-PLEX UNITS AND THREE EIGHT-PLEX UNITS ON APPROXIMATELY 3.6 ACRES OF LAND, SAID PARCEL IS

ZONED MULTI-FAMILY APARTMENT (MFA) AND SINGLE FAMILY 21000 (SF21000), LOCATED SOUTH OF PHEASANT DRIVE, EAST OF NORTH EDMONDS DRIVE, AND NORTH OF LEPIRE DRIVE ON THE EASTERN PORTION OF APN 10-032-24 - PLANNING COMMISSION APPROVED 4-2-1-0 (2-0819) - Discussion ensued among the Board concerning the need to agendize this matter for an evening meeting in view of the number of last minute telephone calls and letters which had been received. Eagle Highlands Homeowners Association President John Springmeyer supported the proposal. Richard Scott questioned when the meeting would be held. He could attend a meeting on the 9th and was agreeable to a delay. Mr. Springmeyer then introduced Association's Attorney Edward Bernard. He then submitted to Mr. Sullivan a written request of issues he wished to cover during the meeting. Supervisor Tatro then moved that the Board continue S-91/92-3, a discussion and possible action on a tentative subdivision for Valley View Estates until the first meeting in January or a date mutually agreed upon by the Homeowners Association and Richard Scott in January 1992. Supervisor Smith seconded the motion. Comments were solicited but none made. Motion carried 5-0.

i. ACTION ON V-91/92-4 REGARDING A VARIANCE APPLICATION FROM RANDY AND BRENDA TRUJILLO TO VARY FROM THE MINIMUM STREETSIDE FENCE SETBACK REQUIREMENTS ON PROPERTY ZONED SINGLE FAMILY 6000 (SF6000) LOCATED AT 2590 PANAMINT ROAD (APN 8-794-01) - PLANNING COMMISSION DENIED 4-3-0-0 - CONTINUED (2-0962) - Supervisors Bennett, Smith, and Fettic commended staff on its willingness to work with the Applicant to resolve the issues to everyone's benefit.

ii. ACTION ON S-91/92-3 REGARDING A TENTATIVE SUBDIVISION MAP, VALLEY VIEW ESTATES, APPLICATION FROM RICHARD SCOTT OF IRON MOUNTAIN ACQUISITION COMPANY (PROPERTY OWNER: AUDREY BELL VINCENT) TO CONSTRUCT 72 DWELLING UNITS CONSISTING OF TWELVE FOUR-PLEX UNITS AND THREE EIGHT-PLEX UNITS ON APPROXIMATELY 3.6 ACRES OF LAND, SAID PARCEL IS ZONED MULTI-FAMILY APARTMENT (MFA) AND SINGLE FAMILY 21000 (SF21000), LOCATED SOUTH OF PHEASANT DRIVE, EAST OF NORTH EDMONDS DRIVE, AND NORTH OF LEPIRE DRIVE ON THE EASTERN PORTION OF APN 10-032-24 - PLANNING COMMISSION APPROVED 4-2-1-0 - CONTINUED (2-0987) - Mr. Sullivan noted that there had been little interest in this issue until last Friday. Had he been aware of the interest, it would have been agendized for an evening session. He also stressed that the zoning issue could not be discussed in conjunction with the tentative subdivision map.

iii. ACTION ON MPA-91/92-5 REGARDING A MASTER PLAN AMENDMENT REQUEST FROM RICHARD LEE, ALAN DONDERO, AND ELIZABETH LAXALT TO AMEND THE MASTER PLAN LAND USE DESIGNATION FROM COMMERCIAL TO INDUSTRIAL ON APPROXIMATELY 2.7 ACRES OF LAND ZONED GENERAL COMMERCIAL (GC), LOCATED AT 4251 HIGHWAY 50 EAST, APNs 8-292-27 AND 28 - PLANNING COMMISSION DENIED 6-0-1-0

B. ORDINANCES - FIRST READING

i. ACTION ON Z-91/92-5 REGARDING A CHANGE OF LAND USE REQUEST FROM RICHARD LEE, ALAN DONDERO, AND ELIZABETH LAXALT TO REZONE APPROXIMATELY 2.7 ACRES OF LAND FROM GENERAL COMMERCIAL (GC) TO LIMITED INDUSTRIAL (LI), LOCATED AT 4251 HIGHWAY 50 EAST, APNs 8-292-27 AND 28 - PLANNING COMMISSION DENIED 6-0-1-0 (2-1035) - Supervisor Tatro moved that the Board uphold the Planning Commission's recommendation to deny MPA-91/92-5, Master Plan Amendment application on Assessor's Parcel Nos. 8-292-27 and 28. Supervisor Bennett seconded the motion. Motion carried 5-0.

Supervisor Tatro then moved that the Board uphold the Planning Commission's recommendation to deny

Application Z-91/92-5, a request for a change of land use on Assessor's Parcel Nos. 8-292-27 and 28. Supervisor Bennett seconded the motion. Motion carried 5-0.

ii. ACTION ON AN ORDINANCE AMENDING TITLE 15 OF THE BUILDING CODE CHANGING THE COMPOSITION OF THE APPEALS BOARD AND OTHER MATTERS PROPERLY RELATED THERETO (2-1135) - Following Mr. Sullivan's introduction, Mr. Berkich explained that staff is exploring the potential of using this Board as an overall appeals board for Fire Codes. Mayor Teixeira noted the Builder's Association support for the modification. Supervisor Smith then moved to introduce on first reading Bill No. 168, AN ORDINANCE AMENDING TITLE 15 OF THE BUILDING CODE CHANGING THE COMPOSITION OF THE APPEALS BOARD AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Tatro seconded the motion. Motion carried 5-0.

C. OTHER ITEMS - STATUS REPORT ON HIGHWAY 50 CLEANUP (2-1235) - Mr. Sullivan noted that staff was also working on cleaning up 395. Senior Planning Juan Guzman explained the three classes of areas staff was working on -- Code violations, appearance, and requests which will require future Code amendments. Files have been opened and letters sent. A meeting has been scheduled with the Chamber of commerce and community leaders to discuss means of improving the highway appearances. Material from other areas was distributed to the Board. (None to the Clerk.) Mr. Guzman urged the Board to review this material. Mayor Teixeira commended staff on the procedures undertaken. Discussion indicated the Urban Forestry Renewal Committee would be established in January. No formal action was taken or required on this item.

7. ADMINISTRATIVE SERVICES DIRECTOR - Mary Walker - PRESENTATION OF CARSON CITY AND REDEVELOPMENT AUTHORITY FISCAL YEAR 1991-92 FIRST QUARTER FINANCIAL REPORTS (2-1388) - Ms. Walker reviewed her reports noting the conservative approach taken by staff and Board when the budget was adopted. Discussion noted the sales tax figures for October and November as well as a year ago, impact of the "Fair Share Tax Bill", drop in building permits, that the average figures included five years' experience, sales tax generated by the car dealers, that the City should not have to have either budget cuts or layoffs this year, concern about the effect State budget cuts and layoffs would have on the City, the carryover from fiscal year 90-91, the need to keep the public informed of the City's financial picture, the need for a conservative approach when budgets are prepared, reduction in water revenues due to water conservation, amount of play occurring on the east golf course, the golf course's increase in non-operating expenses due to the bonds, decrease in ambulance usage and revenue, and General Fund subsidy for the Ambulance. Ms. Walker requested her five year budget projection report be delayed until February or March. She also requested delaying to February or March the budget considerations for other items which the Board promised Department Heads would be considered in January. It may not be necessary to increase out-of-town players' fees at the golf course. No formal action was required or taken.

6. CLERK-RECORDER - Kiyoshi Nishikawa.

A. ACTION ON APPOINTMENT OF A GUARDIAN FOR YVONNE K. DUNCAN (2-2575) - Pulled.

B. ACTION ON APPOINTMENT OF MEMBER(S) TO CARSON CITY BOARD OF EQUALIZATION (2-2582) - Supervisor Fettic moved that the Board appoint Jodi Liebhard to the Board of Equalization. Supervisor Tatro seconded the motion. Motion carried 5-0.

C. ORDINANCE - SECOND READING - ACTION ON BILL NO. 166, AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE 2.02.015 TO AMEND WARD BOUNDARIES FOR CARSON CITY EFFECTIVE JANUARY 1, 1992 (2-2606) - Mr. Cockerill explained a typographical error in the Ordinance. Supervisor Tatro moved to adopt on second reading Ordinance No. 1991-66, AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE SECTION 2.02.015

(WARD BOUNDARIES) AND OTHER MATTERS PROPERLY RELATED THERETO, with corrections to typographical errors found on Page 4, Line 7, to replace Sharrow Way with Crain Street, on Line 8 to replace Sharrow Way with Crain Street, and on Line 9 to replace the word westerly with the word easterly. Supervisor Smith seconded the motion. Comments were solicited but none made. Motion carried 5-0.

BREAK: A lunch recess was taken at 12:05 p.m. When the meeting reconvened at 1:30 p.m., the entire Board was present constituting a quorum.

9. PERSONNEL MANAGER - Judie Fisher - ACTION ON APPOINTMENT OF MEMBER(S) TO CARSON CITY REGIONAL TRANSPORTATION COMMISSION (2-2715) - Mayor Teixeira explained the interview process and requested the Applicants not being interviewed wait outside the room. The Applicants were: Gerald Brandvoid, Nannelle Thurman (3-0005), and Joseph Trinastic. Mayor Teixeira began the interview by thanking each for applying. Each Applicant then responded to questions from the Board concerning reasons he/she had applied; what he/she perceived as the most important transportation need in Carson City; the City's role in public transportation, his/her knowledge of RTC, its role, its funding source, its statutory duties and responsibilities; and priorities/problems which should be addressed. Each was asked if he/she had questions of the Board. Mr. Trinastic questioned the Board about its feeling concerning a regional transportation system, which he felt was not necessary. Mayor Teixeira felt that a regional approach could be beneficial, however, emphasized that he was not speaking for the entire Board. Mayor Teixeira again thanked each for applying and explained that a decision would be made later in the meeting. Mayor Teixeira requested Mr. Brotzman and Ms. Fisher present their recommendations in writing to the Board later in the meeting. Clarification indicated this position did not have a requirement for special skills. Mayor Teixeira ruled that testimonials/endorsements were not part of the interviews. Discussion indicated that staff did not need to make a recommendation. Formal action was taken later in the meeting.

10. PUBLIC WORKS DIRECTOR - City Engineer Tim Homann.

A. ACTION ON APPROVAL OF DEVELOPMENT AGREEMENT RELEASE AND CANCELLATION FOR SECURITY PACIFIC BANK, APN 2-171-10, LOCATED AT 1001 NORTH STEWART STREET, CARSON CITY, NEVADA (3-0455) - Work remaining to be accomplished on the turn lane was noted. Supervisor Smith moved that the Board cancel the Development Agreement between Carson City and Security Pacific Bank, regarding participation in the sewer line realignment construction and authorize the Mayor to sign the Formal Release and Cancellation. Supervisor Tatro seconded the motion. Motion carried 5-0.

B. ACTION ON THE DEDICATION OF THE STREET RIGHT-OF-WAY FOR ANZAC CIRCLE AND THE EASEMENT FOR AN EMERGENCY ACCESSWAY CONNECTING ANZAC CIRCLE WITH DAMON ROAD (3-0501) - Width of the right-of-way, portion which would be dedicated in the future, and the Code requirements mandating a second access were discussed. The map which was included with the dedications was utilized to explain the dedications and Code requirements. This access is not for public use and will be blocked. May Ruth French questioned the reasons for needing Board action and closing public access to the road. Supervisor Fettic moved that the Board accept the offer of dedication of the right-of-way for Anzac Circle extending approximately 750 feet east of Tucker Court and the access easement extending approximately 330 feet north from Anzac Circle towards Damon Road. Supervisor Bennett seconded the motion. Motion carried 5-0.

C. REGIONAL TRANSPORTATION COMMISSION ITEMS (3-0685)

i. ACTION ON CHANGE ORDER NO. 2 FOR CONTRACT 9192-20 - DORI WAY IMPROVEMENTS - RTC recommended approval. Supervisor Bennett moved that the Board approve and authorize the Mayor to sign Change Order Number 2 for Contract 9192-20, Dori Way

Improvements, for an increase in the amount of $12,506.94, funding source RTC Construction 250-3035-431-7825. Supervisor Tatro seconded the motion. Motion carried 5-0.

ii. ACTION ON CHANGE ORDER NO. 3 FOR CONTRACT NO. 9091-304 - SALIMAN ROAD IMPROVEMENTS (3-0780) - Mr. Homann explained the reinforced earth retaining wall. Discussion included the original proposal to have a contiguous fence and problems encountered in attempting to obtain support from all of the homeowners. RTC is currently pursuing a proposal to landscape the area. Supervisor Bennett then moved that the Board approve and authorize the Mayor to sign Change Order Number 3 for Contract No. 9091-304, Saliman Road Improvements, for an increase in the amount of $9,350, funding source is RTC Construction 250-3035-431-7825. Supervisor Smith seconded the motion. Motion carried 5-0.

iii. ACTION ON CHANGE ORDER NO. 4 FOR CONTRACT NO. 9091-107 - LOMPA LANE IMPROVEMENTS (3-1025) - Supervisor Smith moved that the Board approve and authorize the Mayor to sign Change Order Number 4 for Contract No. 9091-107, Lompa lane Improvements, for a decrease in the amount of $7,013.53. Supervisor Fettic seconded the motion. Motion carried 5-0.

iv. ACTION ON FINAL PAYMENT FOR CONTRACT NO. 9091-107 - LOMPA LANE IMPROVEMENTS (3-1105) - Discussion ensued on traffic/speed study of Lompa Lane. Supervisor Smith moved that the Board approve the release of final payment on Contract No. 9091-107, Lompa Lane Improvements, to Granite Construction Company in the amount of $55,731.22 funding source is RTC Construction 250-3035-431-7825. Supervisor Fettic seconded the motion. Motion carried 5-0.

D. UTILITY DIVISION ITEMS - Utility Manager Dorothy Timian-Palmer

i. ACTION ON AGREEMENT FOR SERVICES BETWEEN THE STATE OF NEVADA, DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES, AND CARSON CITY FOR THE FUNDING TO IMPLEMENT A SOLID WASTE/INDUSTRIAL WASTE PROGRAM (3-1170) - The statewide funding was explained. Supervisor Bennett moved that the Board approve and authorize the Mayor to sign the Second Agreement for Services between the State of Nevada, Department of Conservation and Natural Resources and Carson City for continued funding of the Solid Waste/Industrial Waste Program in Carson City, in the amount of $30,000 which expires in October 1992. Supervisor Smith seconded the motion. Motion carried 5-0.

ii. ACTION ON CHANGE ORDER NO. 1 AND FINAL PAYMENT ON CONTRACT 9091-186 - EAGLE VALLEY PEAKING WELL NO. 3 (3-1265) - Supervisor Fettic moved that the Board approve and authorize the Mayor to sign Change Order No. 1 to Contract No. 9091-186, Eagle Valley Peaking Well No. 3, in a deduct amount of $2,976.25. Supervisor Bennett seconded the motion. Ms. Timian-Palmer noted that the Utility had received a Southwest Gas award for the conservation efforts utilized on the project. Motion to approve Change Order No. 1 was voted and carried 5-0.

Supervisor Fettic then moved that the Board approve and authorize the final payment to Contract No. 9091-186, Eagle Valley Peaking Well No. 3, in the amount of $4,903.94. Supervisor Tatro seconded the motion. Motion carried 5-0.

iii. ACTION ON CHANGE ORDER NO. 1 AND FINAL PAYMENT ON CONTRACT 9091-215 - DAYTON VALLEY PRODUCTION SOURCE WELL NO. 44 (3-1350) - Supervisor Bennett moved that the Board approve and authorize the Mayor to sign Change Order No. 1 to Contract No. 9091-215, Dayton Valley Production Source, Well No. 44, in the deduct amount of $9,799. Supervisor Tatro seconded the motion. Motion carried 5-0.

Following discussion of the well program status, Supervisor Smith moved that the Board approve and authorize the final payment to Contract No. 9091-215, Dayton Valley Production Source Well No. 44, in the amount of $2,411.28. Supervisor Fettic seconded the motion. Motion carried 5-0.

iv. ACTION ON CHANGE ORDER NO. 1 AND FINAL PAYMENT ON CONTRACT NO. 9091-215A - CONSTRUCTION OF A WATER LINE CONNECTING WELL NO. 44 TO THE CARSON CITY MUNICIPAL WATER SYSTEM (3-1446) - Discussion noted the conservative approach utilized in developing the well, the bid alternatives, and bids received. Supervisor Smith moved that the Board approve and authorize the Mayor to sign Change Order No. 1 to Contract No. 9091-215A in the amount of $35,231.35. Supervisor Fettic seconded the motion. Motion carried 5-0.

Supervisor Smith then moved that the Board approve and authorize Final Payment to Contract No. 9091-215A in the amount of $47,945.67. Supervisor Fettic seconded the motion. Motion carried 5-0.

v. ACTION ON AGREEMENT BETWEEN CARSON CITY AND NIMBUS ENGINEERING FOR AERIAL MAPPING SERVICES (3-1648) - Discussion ensued among the Board, Ms. Timian-Palmer, Purchasing Agent Moreto, and Mr. Homann on the total cost of the photographs, the procedure utilized for mapping, and need for updated aerial maps. The "High Rollers" -- Nevada Air National Guard -- does not provide this service. Supervisor Fettic moved that the Board approve and authorize the Mayor to sign Contract No. 9192-174 between Carson City and Nimbus Engineers in the amount of $86,000, funding source fifty percent Water Utility and fifty percent Sewer Utility. Supervisor Tatro seconded the motion. Motion carried 5-0.

E. ORDINANCE - SECOND READING - ACTION ON BILL NO. 167, AN ORDINANCE TO AMEND CARSON CITY MUNICIPAL CODE SECTION 12.01.010 (DEFINITIONS), SECTION 12.01.020 (SCHEDULE OF RATES), SECTION 12.01.220 (FIRE PROTECTION), AND OTHER MATTERS PROPERLY RELATED THERETO INCREASING WATER RATES APPROXIMATELY 4.5 PERCENT AND PROVIDING A PROCEDURE AND RELATED FEE FOR FIRE FLOW TESTING (3-2025) - Clarification indicated that the fire flow fee was related to the assessment for fire flow testing of hydrants for new commercial and industrial users. If the site had been previously tested and the information is on file, a charge is not assessed for this service. Supervisor Fettic moved that the Board adopt Ordinance 1991-67 on second reading, AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE SECTION 12.01.010 - DEFINITIONS, SECTION 12.01.020 - SCHEDULE OF RATES, SECTION 12.01.220 - FIRE PROTECTION, AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Tatro seconded the motion. Mayor Teixeira explained his support for the proposal to assess individuals not utilizing the water system to pay for the fire protection services it provides. The motion was voted by roll call with the following result: Bennett - Yes; Smith - Yes; Tatro - Yes; Fettic - Yes; and Mayor Teixeira - No. Motion carried 4-1.

9. PERSONNEL MANAGER - ACTION ON APPOINTMENT OF MEMBER(S) TO CARSON CITY REGIONAL TRANSPORTATION COMMISSION - CONTINUED (3-2191) - Supervisor Bennett commended on Ms. Thurman's qualifications and involvement with the Chamber of Commerce and transportation issues. Mayor Teixeira noted the Applicants' qualifications and commended them on their willingness to come forward. He hoped they would continue to offer their assistance when future openings occur. Supervisor Fettic commended all for applying and explained his personal knowledge of Ms. Thurman. Supervisor Fettic then moved to nominate and recommend the Board appoint Nannell Thurman to fill the vacancy on the Regional Transportation Commission. Supervisor Bennett seconded the motion. Motion was voted by roll call with the following result: Yes - Smith, Tatro, Fettic, Bennett and Mayor Teixeira. No - None. Motion carried 5-0.

Supervisor Bennett then suggested that the RTC membership be expanded if at all possible. This Commission is regulated by the Statutes. Reasons for suggesting the expansion were outlined.

14. BOARD OF SUPERVISORS REPORTS, RESOLUTIONS, AND PROCLAMATIONS (3-2416)

D. SUPERVISOR TATRO - In the Christmas spirit, presented each Board member and the City Manager with a gift commemorating his/her major project for the year.

BREAK: At 2:50 p.m., a fifteen-minute recess was declared. When the meeting reconvened at 3:05 p.m., the entire Board was present constituting a quorum.

12. CITY MANAGER REPORTS, RESOLUTIONS, AND BOARD DIRECTIVES (3-2549)

A. ACTION AUTHORIZING THE CITY MANAGER TO ISSUE PARKING PERMITS - Mr. Berkich felt that he needed authorization for three or four permits as requested in his memo to the Board. (The Clerk did not have a copy of this memo.) All permits would be issued within the Code boundaries. Discussion noted that the permits currently in use would not be rescinded. A new policy will be presented for Board consideration after January first. Reasons for additional permits were outlined with the Sheriff's Department need being used as an example. Supervisors Smith and Bennett questioned the wisdom of the proposal. Supervisor Fettic moved that the Board authorize the City Manager to issue parking permits and to allow him to do so administratively for good cause. Mayor Teixeira passed the gavel to Mayor Pro-Tem Fettic and seconded the motion. Comments were solicited but none made. The motion was voted by roll call with the following result: Smith - No; Bennett - No; Tatro - No; Mayor Teixeira - Yes; and Mayor Pro-Tem Fettic - Yes. Motion failed 2-3. Mayor Pro-Tem Fettic returned the gavel to Mayor Teixeira.

B. STATUS REPORTS REGARDING: HISPANIC COUNCIL; CHANGEMASTERS; MOVEMENT OF THE BUILDING AND SAFETY DIVISION FROM COMMUNITY DEVELOPMENT DEPARTMENT TO PUBLIC WORKS DEPARTMENT; MAINTENANCE OF CLEAR CREEK ROAD (3-2805) - None.

13. DETERMINATION/ANNOUNCEMENT OF FUTURE MEETING DATES AND TIMES (3-2807) - Following discussion of the Members' abilities to be present during certain dates and the commitment to Mr. Scott to have a meeting on either the 16th or 23rd, meetings were scheduled for January 16 and 30. Both were to include an evening session.

14. BOARD OF SUPERVISORS REPORTS, RESOLUTIONS AND PROCLAMATIONS (3-3024)

A. MAYOR TEIXEIRA - DISCUSSION AND ACTION ON CARSON CITY JOINING THE WORLD CONFERENCE OF MAYORS FOR PEACE THROUGH INTER-CITY SOLIDARITY - Mayor Teixeira explained his request that the City join the Conference and his perception of its purpose. He was not contemplating attending the Conference. He then passed the gavel to Mayor Pro-Tem Fettic. Mayor Teixeira moved that the Board authorize Carson City to accept the invitation to join the World Conference of Mayors for Peace through Inter-City Solidarity. Supervisor Bennett seconded the motion. Motion carried 5-0. Mayor Pro-Tem Fettic returned the gavel to Mayor Teixeira.

B. SUPERVISOR SMITH (4-0025); C. SUPERVISOR FETTIC (4-0027); AND D. SUPERVISOR TATRO (4-0029) - None.

E. SUPERVISOR BENNETT (4-0029) - Requested the snow removal policy be agendized for review at the next meeting. The request was supported by Supervisor Fettic.

15. REDEVELOPMENT AUTHORITY MATTERS (4-0085) - Mayor Teixeira then recessed the Board of Supervisors session and passed the gavel to Redevelopment Chairperson Tom Fettic. For Minutes of the Redevelopment Authority, see its folder. Following adjournment of the Redevelopment Authority, Chairperson Fettic passed the gavel to Mayor Teixeira who reconvened the Board of Supervisors. A quorum was present as noted.

16. ACTION ON CONTRACT FOR PURCHASE OF REAL PROPERTY BETWEEN DENNIS SAYAN AND CARSON CITY (REDEVELOPMENT AUTHORITY AGENCY) (4-0525) - Following Mr. Cockerill's explanation of the action required by the Board, Supervisor Bennett moved that the Board ratify the contract which had been agreed to by the Redevelopment Authority with regard to the purchase of real property between Dennis Sayan and Carson City. Following Mr. Cockerill's amendment, Supervisor Bennett continued the motion to include subject to all the terms and conditions of same as in the Redevelopment motion. Supervisor Fettic seconded the motion. Comments were solicited but none made. Motion was voted by roll call with the following result: Ayes - Smith, Tatro, Bennett, Fettic and Mayor Teixeira. Nayes - None. Motion carried 5-0.

BREAK: The meeting was recessed at 3:30 p.m. as there were no other matters agendized prior to 6 p.m. When the meeting reconvened at 6 p.m., the entire Board was present constituting a quorum. Staff members present included City Manager John Berkich, Clerk-Recorder Kiyoshi Nishikawa, Administrative Services Director Mary Walker, Chief Deputy District Attorney Charles Cockerill, City Engineer Tim Homann, and Recording Secretary Katherine McLaughlin. (4-0570)

17. REDEVELOPMENT AUTHORITY - Mayor Teixeira reconvened the Board of meeting at 6 p.m. and immediately recessed the Board of Supervisors session and passed the gavel to Redevelopment Chairperson Tom Fettic. For Minutes of the Redevelopment Authority, see its folder. Following adjournment of the Redevelopment Authority, Chairperson Fettic passed the gavel to Mayor Teixeira who reconvened the Board of Supervisors. A quorum was present as noted.

BREAK: A five-minute recess was declared at 7 p.m. When the meeting reconvened at 7:05 p.m., the entire Board was present as noted.

18. KIT CARSON TRAIL COMMITTEE - ACTION REGARDING THE PROPOSED KIT CARSON TRAIL (4-2580) - Following Mayor Teixeira's explanation of the necessary motion, Supervisor Fettic moved that the Board of Supervisors ratify action taken by the Redevelopment Authority Agency regarding the Kit Carson Trail. Supervisor Bennett seconded the motion. Motion carried 5-0.

19. PARKS AND RECREATION DEPARTMENT/COMMISSION - Director Steve Kastens and Commission Chairperson Pete Livermore

D. ACTION ON A RESOLUTION AUTHORIZING THE PARKS AND RECREATION DIRECTOR TO SIGN CONTRACTS WITH INSTRUCTORS FOR CLASSES PROVIDED THROUGH THE RECREATION DIVISION (2-2645) - Pulled due to the desire to utilize the Statutes and Purchasing Procedures. This should not delay the process.

A. ACTION ON POLICIES RELATING TO PARKS AND RECREATION FACILITIES AND PROGRAMS (2-2725) - Mr. Kastens outlined the public hearings, research on, and justification for updating the fees and policies. Discussion noted Douglas County's program to provide services/facilities with room tax funds. Reasons to discontinue rental of chairs and tables to outside users and the Community Center revenue increases were explained. Supervisor Smith explained the Commission's recommendation that the fees from the equipment rentals be reserved for replacement/repair of that equipment. Discussion ensued among the Board and Mr. Kastens on the Commission's review of the fees proposals, staff's ability to maintain the facilities, projected YSA growth, need for additional staff and funding, (5-0492) projected revenue increases, the Board's direction to "track" this revenue, the ten percent net profit fee assessed commercial users which was erroneously dropped from the policy and reinserted by Board consensus, whether fees should be assessed against the non-profit organizations who were funded by the Convention and Visitors Bureau, and whether the fee assessment should be against net profits or gross profits. Mr. Cockerill outlined the definition of profit, non-profit, and not for profit organizations. Board directed that the Nevada Secretary of State's exempt status form 501(c)(3) be utilized as proof of status. Mr. Kastens then reviewed the proposed policies. Discussion ensued on the Class I liability insurance requirements, and potential; utilization of City insurance riders for social gatherings. Mayor Teixeira then restricted the discussion to policies only. Discussion ensued on where the requirement for a 501(c)(3) should be located in Exhibit A of the policies; the need for RV and tent camping at Fuji Park; the camping layout plan; need for flexibility in the number of units allowed to camp; responsibility for the camping fee collection; camping guidelines and park Ranger's responsibility to enforce such regulations; the need for the policy to designate the individual(s) who would negotiate the number and persons allowed to camp at City facilities; and reasons clubs and/or organizations assessed camping fees even though the City had not assessed one against it. (5-1895) Supervisor Tatro explained an amendment he would make to Exhibit D which would restrict the Director's ability to allow camping. (5-1935) Pam Case, representing a collation of 14 events which occur at the Fairgrounds, suggested that 501(c)(3) form be changed to 501(c) as there are several form classifications utilized by nonprofit organizations. Mayor Teixeira pointed out that the Nevada Association of Counties has a 501(c)(4). Ms. Case noted the Chamber was a (c)(6). Mayor Teixeira supported her suggestion. Other comments were solicited but none made. Supervisor Tatro then moved that the Board accept the Parks and Recreation Commission recommendation and adopt the policies relating to the Parks and Recreation facilities and programs as presented in the staff report numbered one through nine with modifications as follows: Exhibit A under definitions - Commercial Groups and Noncommercial Groups -- Noncommercial Groups final sentence be "Proof of nonprofit status as evidence by 501(c) certification." Following discussion of the title of this document, Supervisor Tatro continued his motion that: "Proof of nonprofit status as evidenced by 501(c) certification must be provided in order to be eligible for noncommercial rates." And in Exhibit D, adding the following insertion at the end of the first paragraph: "The Parks and Recreation Director shall make the determination of granting overnight privileges based on the need to care for animals, provide security, or as an integral part of an event." Supervisor Fettic seconded the motion. Comments were requested but none made. Motion was voted and carried 5-0.

BREAK: At 8:15 p.m., a five-minute recess was declared. When the meeting reconvened at 8:20 p.m., the entire Board was present constituting a quorum.

C. ACTION ON A RESOLUTION INCREASING COMMUNITY CENTER FEES (5-2115) - Discussion ensued among the Board, Mr. Kastens, and Mr. Livermore on the number of chairs which should be provided with each function/room. Mr. Kastens suggested it be changed to have the fee include the number of chairs allowed per facility. The kitchen does not have any equipment. Items which should be replaced are being evaluated by staff. The 501(c) form is applicable also. Comments were solicited from the public but none made. Supervisor Smith moved to adopt Resolution No. 1991-R-68, A RESOLUTION INCREASING COMMUNITY CENTER FEES as recommended by the Parks and Recreation Commission with the following change: That the rental of each room within the Community Center include the appropriate number of chairs up to the seating capacity of that room. Supervisor Fettic seconded the motion. Comments were solicited but none made. Motion carried 5-0.

B. ACTION ON A RESOLUTION ESTABLISHING NEW PARK FEES AND INCREASING SOME EXISTING FEES (5-2370) - Discussion ensued on all the items except the camping fees which would be discussed separately. Supervisor Bennett suggested the CPI be included in the fees so that annual increases would occur at all of the facilities. (5-2530) Pam Case noted that her contingency had been attending the Park and Recreation Commission meetings and supported its recommendations. She also expressed her feeling that the Commission and staff had evaluated and listened to all issues. She reminded the Board that her coalition provides funding and services beyond what is indicated on the fee schedule. The groups supported the increases as being fair and reasonable even though it would increase the demand on them to perform and generate increased revenue. (5-2675) Ed Bernard, representing Comstock RV Park owner, Gene Lepire, supported the fee increases and the 501(c) requirement. (5-2745) Gene Lepire then urged the Board to establish camping fees in the neighborhood of $12 to $21 based on the fees, taxes, services, and Code requirements mandated at his RV park. Copies of a brochure in which the Kennel Club assessed a camping fee against participants when none was assessed against the Club by the City was given to the Board. (None to the Clerk.) Security should be provided by private agencies or for a minimum of the owners, which he felt should not be more than three. All other units should pay an $18 to $20 fee. Anyone not having equipment/animals, et al., on the premises should not be allowed to stay. Funds derived from this source should be utilized to upgrade City facilities. Code requirements should be followed in spacing the campers. Discussion clarified his recommendations.

(6-0028) May Ruth French noted the indication that the City was not attempting to make a profit from the users. She felt that many of the participants could not afford the proposed $18 to $20 fee. This fee would drive the contestants away. The Clubs and Organizations would no longer provide services/amenities for the fairgrounds. Fuji Park is not competing with the RV parks. Only participants should be allowed to stay.

Mayor Teixeira, Ms. Case, and Mr. Kastens then discussed the brochure Mr. Lepire had given the Board. The camping fee was, in fact, for other services provided during the event. The Club is nonprofit. If the actual cost of the judges, etc., had been included in the entry fee, it was felt that the fee would prohibit contestants. Therefore, the camping fee was assessed and utilized to offset the other costs. All but one of her organizations have 501(c) certifications. The one exception was Super Outlaw Carts which cannot qualify for a nonprofit status as its drivers are paid. In order to remain competitive with other events, the organization has continued to pay its drivers. Ms. Case urged the Board to encourage commercial use of the facility. Supervisor Fettic pointed out the policy allowing camping only if approved by the Parks and Recreation Director which meet specific criteria. Ms. Case then noted that only one group utilized an out-of-state promoter and pointed out the tourist trade generated by functions at the fairgrounds. Discussion ensued between Supervisor Smith and Ms. Case on the cart races, their need for camping, and the tourist attractions/revenue created by these races. Mr. Kastens stressed the policy would not allow camping for nonparticipants. Discussion followed among the Board, Mr. Kastens, Ms. Case, and Mr. Lepire on the Kennel Club brochure. The event had utilized an out-of-state promoter. The camping fee had been to reduce the entry fee. Reasons for utilizing a promoter were outlined. Supervisor Bennett felt that this allowed nonparticipants to camp at the fairgrounds. Mr. Cockerill explained the adopted policy prohibited overnight camping by anyone not deemed necessary for security. (6-0578) Mr. Lepire cited examples of camping which had occurred at the fairgrounds. He felt that a gate fee should be assessed if additional revenue is needed. The camping fee should be to the City with appropriate taxes included. He felt that all campers should be assessed a flat rate for camping. Mayor Teixeira responded by explaining the Board's desire to allow only necessary camping and not be in the RV park business. Mr. Lepire continued to maintain his position that a gate fee should be used rather than allow camping.

Supervisor Fettic moved that the Board adopt Resolution No. 1991-R-69, A RESOLUTION ESTABLISHING NEW PARK FEES AND INCREASING SOME EXISTING PARK FEES. Supervisor Tatro seconded the motion. Clarification noted that the motion would approve the Resolution as presented and that the Resolution does not include a ten percent net profit fee. The motion to adopt Resolution 1991-R-69 as presented was voted by roll call with the following result: Bennett - No, although she could support the Fairground Exhibit Hall fees as listed, she had serious concerns that the direction being taken by the Board was indeed restraint of trade and asked the Board to look at it very seriously, she believed that it encouraged overnight use of the parks at the expense of the legitimate RV and campground facilities which are to be established in this community, she felt that, just as we have said we should not be in competition with the community in the renting out of the tables and chairs, the same issue applies here, and on that basis she voted no; Smith - Although he understood Supervisor Bennett's comments, he was concerned that the $4 per night is a little low, he could support raising it, but he was not willing to go after one group of users in order to make that modest adjustment as it is not right, he has faith in the policy because the Board has already approved it and what he thought we are going to see, he thought the direction was clear to the Parks and Recreation Director and his staff, this policy, no matter what the fee is, is going to discourage rather than encourage people to stay, he really believed we would see a dramatic downturn, he didn't know which Mr. Lepire would rather have, have the City have the $18 or him have the $18 to $20, he thought this is going to accomplish the intent and was willing to give it a chance, therefore, he voted yes -- Yes; Tatro - He thought he understood why it has been eight years since park fees were increased -- Yes; Fettic - Yes; and Mayor Teixeira - He cam perfectly prepared to support a fee of some sort, possibly not a $15 fee, but the fee here is not particularly against the Bonanza Kennel Club, but as we look at our facilities throughout, regardless of whether it is the Kennel Club or whatever, he thought abuse has occurred in the past at the expense of commercial enterprise, he thought it is the intent of this Board to assist and not let our facilities be misused by people, particularly for profit and specifically those who have not paid anything, but to force these people into facilities within the community, he thought that is the intent of the Board, it is fair and that everyone should benefit if we can enforce it and we should enforce it, if it gets away, it should be brought back, he respected Mr. Lepire and Mr. Bernard's coming forward, you have definitely sensitized us and he felt some progress had been made, therefore, he voted yes -- Yes. Motion carried 4-1.

14. BOARD OF SUPERVISORS REPORTS, RESOLUTIONS, AND PROCLAMATIONS - CONTINUED (6-0865) - Mayor Teixeira then noted that Mr. Cockerill was leaving City employment, that he had been an asset to the City, that he would be missed, and wished him well in his future endeavors. He then explained Supervisor Tatro's Christmas gifts which were given earlier in the meeting. He purported that the other Board members had attempted to determine what an appropriate present should be for Supervisor Tatro, however, could not as he had failed to take a position on any one item.

There being no other matters for consideration, Supervisor Bennett moved to adjourn. Supervisor Fettic seconded the motion. Motion carried 5-0. Mayor Teixeira wished all a Happy Holiday and adjourned the meeting at 9 p.m.

The Minutes of the Carson City Board of Supervisors December 19, 1991 meeting

ARE SO APPROVED ON January 16, 1992.

__/s/_______________________________________
MARV TEIXEIRA, Mayor

ATTEST:

__/s/_________________________________
KIYOSHI NISHIKAWA, Clerk-Recorder