

CARSON CITY BOARD OF SUPERVISORS
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A regular meeting of the Carson City Board of Supervisors was scheduled for 8:30 a.m. on Thursday, September 21, 2023, in the Community Center Robert “Bob” Crowell Boardroom, 851 East William Street, Carson City, Nevada.

PRESENT:

Mayor Lori Bagwell
Supervisor Stacey Giomi, Ward 1
Supervisor Maurice White, Ward 2 (via WebEx)
Supervisor Curtis Horton, Ward 3
Supervisor Lisa Schuette, Ward 4

STAFF:

Nancy Paulson, City Manager
Scott Hoen, Clerk-Recorder
Dan Yu, Assistant District Attorney
Stephanie Hicks, Deputy City Manager
Tamar Warren, Senior Deputy Clerk

NOTE: A recording of these proceedings, the Board’s agenda materials, and any written comments or documentation provided to the Clerk, during the meeting, are part of the public record. These materials are available for review, in the Clerk’s Office, during regular business hours. All meeting minutes are available for review at: <https://www.carson.org/minutes>.

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

(8:32:30) – Mayor Bagwell called the meeting to order at 8:32 a.m. Mr. Hoen called roll and noted the presence of a quorum. Nick Emery, Pastor, Hope Crossing Community Church, delivered the invocation. At Mayor Bagwell’s request, Carson City Human Resources Generalist Alana Mills led the Pledge of Allegiance.

5. PUBLIC COMMENT

(8:33:52) – Mayor Bagwell entertained public comments. Supervisor White wished to acknowledge September 17th, Constitution Day, and urged everyone to “keep the theories and philosophies that our founders used regarding what they believed to be good government.” He suggested that everyone practice the theories every day. Mayor Bagwell encouraged everyone to visit the Carson City Library to view the display commemorating Constitution Day.

(8:35:24) – Dr. Susan Pintar referenced agenda item 12.b and thanked Carson City Treasurer Andrew Rasor and his staff for all the work regarding the disposal and sale of a city-owned property located at 807 W. Fourth Street, Assessor's Parcel Number (APN) 003-133-39.

(8:36:52) – Deni French read the following excerpt from *The American's Creed* – [by William Tyler Page] "I believe in the United States of America as a government of the people, by the people, for the people; whose just powers are derived from the consent of the governed; a democracy in a republic; a sovereign nation of many

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sovereign states; a perfect union, one and inseparable; established upon those principles of freedom, equality, justice and humanity for which American patriots sacrificed their lives and fortunes. I therefore believe it is my duty to my country to love it, to support its Constitution; to obey its Laws; to respect its Flag; and to defend it against all enemies". He explained that he attended the meetings for that reason, adding that "most of the materials here [are] considered routine, and it's not even mentioned other than by numbers and letters...and I'd like that to change." He encouraged the public to go through the material.

(8:39:28) – Anita Whitmore referenced the frequently asked questions (FAQs) on the Planning Division's website and explained that one of the answers stated that "Carson City does not currently have a noise ordinance." She recommended that the City have a noise ordinance noting that during gatherings where loud music is played and the Carson City Sheriff's Office (CCSO) is called, they have no explanation as to what the acceptable noise level should be. She recommended having "a carefully constructed ordinance" that is clear and enforceable with designated hours and acceptable decibels. Ms. Whitmore also recommended using a free sound measuring application developed by the National Institute for Occupational Safety and Health for cell phones. Mayor Bagwell thanked Ms. Whitmore for her written public comment as well and informed her that it had been added to the agenda materials and into the record.

6. FOR POSSIBLE ACTION: APPROVAL OF MINUTES – AUGUST 17, 2023.

(8:42:58) – Mayor Bagwell introduced the item and entertained comments, corrections, or a motion. Supervisor Giomi noted a date error that had already been corrected.

(8:43:13) – Supervisor Giomi moved to approve the minutes of the August 17, 2023 meeting of the Carson City Board of Supervisors as amended. The motion was seconded by Supervisor Schuette and carried 5-0-0.

7. SPECIAL PRESENTATIONS

7.a PRESENTATION OF A PROCLAMATION TO RECOGNIZE SEPTEMBER 18-22, 2023, AS ADULT EDUCATION FAMILY LITERACY WEEK.

(8:44:33) – Mayor Bagwell invited the Board to join her as she introduced the item and read a proclamation, incorporated into the record, recognizing September 18-22, 2023, as Adult Education Family Literacy Week. She also invited all those working in the field of adult education to join them. Angela Holt, Director of College and Career Readiness at Western Nevada College (WNC) introduced Dr. Dana Ryan, Vice President of Academic and Student Affairs at WNC. Ms. Holt thanked the Board for the proclamation and noted the importance of creating "an educated and skilled community that is supporting our workforce." A commemorative photograph was also taken.

7.b PRESENTATION OF LENGTH OF SERVICE CERTIFICATES TO CITY EMPLOYEES.

(8:48:10) – Mayor Bagwell and the Supervisors recognized the length of service of several City employees. Carson City Fire Chief Sean Slamon introduced recipient Bryon Hunt, Fire Captain (25 years), and read his

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accomplishments into the record. Supervisor Giomi also congratulated Captain Hunt. Chief Slamon recognized Sandra Wartgow, Division Chief Emergency Medical Services, (10 years) and read into the record her accomplishments. Chief of Juvenile Services Ali Banister congratulated James Lutu, Youth Advisor (15 years) and Detention Manager Frank Mournighan read into the record Mr. Lutu's accomplishments. Deputy Public Works Director Rick Cooley presented the accomplishments of Aaron (Scott) Collier, Water Production Operator 3 (15 years), Ryan Argust, Water Production Operator 4 (5 years), and Mark Rendinelli, Electrical Instrumentation & Controls Technician (5 years). Carson City Sheriff Ken Furlong congratulated Victor Castaneda, Deputy Sheriff (5 years), and provided a list of Deputy Castaneda's accomplishments. District Court, Department I Judge James Russell, and Department II Justice of the Peace/Municipal Court Judge Kristin Luis congratulated Cody Drews, Assistant Court Administrator (5 years), and presented his accomplishments. Judge Russell also thanked the Mayor, the Board, and the City Manager for the flawless implementation of establishing the Public Defender's Office. Mayor Bagwell thanked all the recipients for their service to the City and invited them, their coworkers, and their families to join her, the Board, and the department heads for a commemorative photograph.

7.c PRESENTATION OF A PROCLAMATION TO RECOGNIZE SEPTEMBER 22, 2023, AS NATIONAL CENTENARIAN'S DAY AND TO RECOGNIZE CARSON CITY RESIDENTS WHO HAVE REACHED THE 100-YEAR MILESTONE.

(9:10:47) – Mayor Bagwell tabled the item for discussion at 10 a.m. awaiting the arrival of the senior guests.

(10:18:28) – Mayor Bagwell reintroduced the agenda item and invited the Board to join her in recognizing September 22, 2013, as National Centenarians' Day. She thanked Laura McLaren, Sales Manager at Staybridge Suites, for bringing the item to the Mayor's attention, Carson Tahoe Expressions Memory Care, and Carson Plaza for donating the food and beverages. Mayor Bagwell invited Supervisor Giomi to read the proclamation, which is incorporated into the record. She then read into the record the names of the following Carson City Centenarians and invited them and their families to join the Board:

- Audrey Johnson, 100 years old (unable to attend)
- Cleo Leonard, 100 years old
- Harley Utz, 100 years old (unable to attend)
- Walter Drew, 101 years old (unable to attend)
- Kay Winters, 102 years of age (unable to attend – represented by her daughter)
- Rolland "Ron" Carter, 101 years of age (passed away September 2023 – represented by his son)
- Helen Foster, 103 years old (unable to attend)
- Agnes Funke, 101 years old

Ms. Funke's daughter noted that her mother's secret was a positive attitude and a glass of wine every day.

Each Centenarian also received a certificate of recognition, a bouquet of flowers, and a Carson City coin.

(10:30:15) – Mayor Bagwell invited world-renowned author on Alzheimer's and Dementia David Troxel who acknowledged that September 21, 2023, was World Alzheimer's Day. He noted that he was a consultant at Carson Tahoe Expressions, a memory care facility, and highlighted the importance of socialization, a good, heart-friendly

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diet, and lifelong learning as measures to delay Alzheimer's and Dementia. He congratulated the Centenarians and presented a signed book to Mayor Bagwell and the City.

(10:33:11) – Supervisor White apologized to the Centenarians for not being there in person as he was in Tonopah, fulfilling his duty as the Chair of the State Commission on Off-Highway Vehicles. He thanked them and told them he considered it an honor that they had made Carson City their home.

(10:33:49) – Ms. McLaren thanked the Board and all those who attended and hoped that this event would take place annually. She thanked her employer for allowing her to dedicate the time to this celebration, Carson Tahoe Memory Care, and Carson Plaza for their donation of food and beverages. Roxanne (no last name given) from Carson Tahoe Memory Care spoke about the late Centenarian Ron Carter, noting that he had joined them at the age of 99 and still rode a Harley Davidson. She explained that for his 100th birthday, the local Harley Davidson dealership had provided him a “trike” to ride, joined by 30 riders. Mr. Carter was also celebrated as a veteran.

(10:37:05) – Mayor Bagwell recessed the meeting and invited all the attendees to the foyer to enjoy the food and beverages provided by Carson Plaza.

CONSENT AGENDA

(9:11:16) – Mayor Bagwell introduced the item and inquired whether the Board or the members of the public wished to pull any additional items; however, none were forthcoming. She then entertained a motion.

(9:11:27) – Supervisor Giomi moved to approve the Consent Agenda consisting of items 8.a, 8.b, 9.a, 10.a, 10.b, 11.a, 12.a, 12.b (including Resolution No. 2023-R-28) as presented. Supervisor Horton seconded the motion.

RESULT:	APPROVED (5-0-0)
MOVER:	Supervisor Giomi
SECONDER:	Supervisor Horton
AYES:	Supervisors Giomi, Horton, Schuette, White, and Mayor Bagwell
NAYS:	None
ABSTENTIONS:	None
ABSENT:	None

8.a. FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION ON RATIFYING THE APPROVAL OF BILLS AND OTHER REQUESTS FOR PAYMENTS BY THE CITY MANAGER FOR THE PERIOD OF AUGUST 5, 2023, THROUGH SEPTEMBER 8, 2023.

8.b. FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A PROPOSED AMENDMENT TO THE INTERLOCAL AGREEMENT FOR ADMINISTRATIVE SERVICES AND FACILITY USE AND MANAGEMENT BETWEEN CARSON CITY ("CITY"), THE CARSON CITY DISTRICT ATTORNEY'S OFFICE ("CCDA") AND THE CARSON CITY CULTURE AND TOURISM AUTHORITY ("CTA") TO PROVIDE THAT CTA WILL HOST ITS WEBSITE AND REGISTER ITS DOMAINS.

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9. FINANCE

9.a. FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING THE REPORT ON THE CONDITION OF EACH FUND IN THE TREASURY AND THE STATEMENTS OF RECEIPTS AND EXPENDITURES THROUGH SEPTEMBER 8, 2023, PER NRS 251.030 AND NRS 354.290.

10. FIRE

10.a. FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING THE SUBMITTAL OF AN APPLICATION TO THE STATE OF NEVADA, DIVISION OF EMERGENCY MANAGEMENT ("DEM"), ACTING ON BEHALF OF THE FEDERAL EMERGENCY MANAGEMENT AGENCY ("FEMA"), TO RECEIVE \$75,484 FROM THE HOMELAND SECURITY GRANT PROGRAM ("HSGP") WITH NO LOCAL MATCH REQUIREMENT, TO PURCHASE SUPPLIES AND PROVIDE TRAVEL FUNDING AND PART-TIME STAFFING FOR THE COMMUNITY EMERGENCY RESPONSE TEAM ("CERT") PROGRAM.

10.b FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING AUTHORIZATION FOR THE CARSON CITY FIRE DEPARTMENT'S EMERGENCY MANAGEMENT DIVISION TO SUBMIT AN APPLICATION TO THE STATE OF NEVADA, DIVISION OF EMERGENCY MANAGEMENT ("DEM"), ACTING ON BEHALF OF THE FEDERAL EMERGENCY MANAGEMENT AGENCY AND THE CYBERSECURITY AND INFRASTRUCTURE SECURITY AGENCY (COLLECTIVELY "CISA"), TO RECEIVE \$191,039.10 FROM CISA'S STATE AND LOCAL CYBERSECURITY GRANT PROGRAM ("SLCGP"), WITH A 20% LOCAL MATCH NOT TO EXCEED \$38,207.82, TO PURCHASE PROXIMITY ACCESS AND VIDEO SURVEILLANCE EQUIPMENT AND RELATED SUPPLIES AND SOFTWARE FOR THE NEW FIRE STATION.

11. PARKS AND RECREATION

11.a. FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A PROPOSED INTERLOCAL AGREEMENT ("AGREEMENT") BETWEEN CARSON CITY ("CITY") AND THE BOARD OF REGENTS OF THE NEVADA SYSTEM OF HIGHER EDUCATION ("NSHE") ON BEHALF OF WESTERN NEVADA COLLEGE ("WNC"), FOR USE OF THE COMMUNITY CENTER/BOB BOLDRICK THEATER, MARV TEIXEIRA PAVILION AND OTHER CITY-OWNED PARKS AND RECREATION FACILITIES WITH FEES TO BE PAID ON A PER RESERVATION BASIS IN ACCORDANCE WITH THE FEES AND CHARGES POLICY PREVIOUSLY ADOPTED BY THE BOARD OF SUPERVISORS, FOR A TERM RETROACTIVE FROM JULY 1, 2023, TO JUNE 30, 2025.

12. TREASURER

12.a. FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING THE TREASURER'S MONTHLY STATEMENT OF ALL MONEY ON DEPOSIT, OUTSTANDING

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CHECKS, AND CASH ON HAND FOR AUGUST 2023, SUBMITTED PER NEVADA REVISED STATUTES ("NRS") 354.280.

This item, including Resolution No. 2023-R-28, was approved via the Consent Agenda.

END OF CONSENT AGENDA

ORDINANCES, RESOLUTIONS, AND OTHER ITEMS

13. ITEM(S) PULLED FROM THE CONSENT AGENDA WILL BE HEARD AT THIS TIME

No items were pulled from the Consent Agenda.

14. FIRE

14.a. FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING THE PROPOSED ADOPTION OF AN UPDATED CARSON CITY COMMUNITY WILDFIRE PROTECTION PLAN ("CWPP").

(9:11:57) – Mayor Bagwell introduced the item. Chief Slamon introduced Jon Bakkedahl, the new Deputy Emergency Manager who thanked the Board and informed them of the upcoming in-house training exercises. Battalion Chief Kevin Nyberg presented the Staff Report and the accompanying updated Carson City Community Wildfire Protection Plan. He also pointed out a change based on Supervisor White’s comments to rename the “Creosote bushes” to “sagebrush and rabbitbrush” on page 17 of the Plan. Mayor Bagwell inquired about the total acreage that needed treatment. Battalion Chief Nyberg explained that the at-risk treatment areas are identified and selected. Adding that this year 50 acres had been treated. He also clarified that this program allows the Fire Department to pursue grants and explained that the “biomass trailer Plan” is funded through a grant which is designated for West Carson only.

(9:21:08) – Chief Slamon clarified that the aforementioned grant was restricted to the west side of the City; however, the Department was pursuing additional grants for other critical areas in Carson City. He also informed Mayor Bagwell that water supplies and sources are taken into consideration and require additional safety measures such as sprinklers or additional water sources for the Fire Department’s use when building in those rural areas. Supervisor Giomi noted that historically there had been grants that had funded similar projects in other parts of the community. Chief Slamon stated that the biomass trailer program was the most popular program and usually had a waiting list. Supervisor Giomi explained that people who do the cleanup work themselves for the program can tally their hours to be used as a grant match. Mayor Bagwell entertained public comments.

(9:26:09) – Mr. French inquired about the plans and the timeline of the new “firebreak at Prison Hill.” Battalion Chief Nyberg noted that they were applying for specific grants to address the Prison Hill area and are working with the Open Space Division. Supervisor Giomi explained that Carson City was one of the first in the State to address fuel reduction over 20 years ago. There were no additional comments and Mayor Bagwell entertained a motion.

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(9:28:38) – Supervisor Giomi moved to adopt the updated Carson City Community Wildfire Protection Plan with the noted change read into the record on page 17. The motion was seconded by Supervisor Horton.

RESULT:	APPROVED (5-0-0)
MOVER:	Supervisor Giomi
SECONDER:	Supervisor Horton
AYES:	Supervisors Giomi, Horton, Schuette, White, and Mayor Bagwell
NAYS:	None
ABSTENTIONS:	None
ABSENT:	None

15. COMMUNITY DEVELOPMENT

15.a. FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION TO ADOPT, ON SECOND READING, BILL NO. 111, A PROPOSED ORDINANCE CHANGING THE ZONING FROM PUBLIC REGIONAL ("PR") TO SINGLE FAMILY 6,000 SQUARE FEET ("SF6") ON A ± 0.7-ACRE PROPERTY LOCATED ON FLEISCHMANN WAY ±275 FEET TO THE WEST OF ITS INTERSECTION WITH NORTH DIVISION STREET, ASSESSOR'S PARCEL NUMBER ("APN") 001-141-67.

(9:29:14) – Mayor Bagwell introduced the item. Mr. Hoen read the proposed ordinance title into the record: *An ordinance relating to zoning; establishing various provisions to change the zoning from Public Regional (PR) to Single Family 6,000 Square Feet (SF6) for a parcel located on Fleischmann Way; APN 001-141-67.* Associate Planner Heather Manzo noted that there were no changes since the first reading of the bill. Mayor Bagwell entertained Board and public comments and when none were forthcoming, a motion.

(9:30:22) – Supervisor Schuette moved to adopt, on second reading, Bill No. 111, Ordinance No. 2023-10. The motion was seconded by Supervisor Giomi.

RESULT:	APPROVED (5-0-0)
MOVER:	Supervisor Schuette
SECONDER:	Supervisor Giomi
AYES:	Supervisors Giomi, Horton, Schuette, White, and Mayor Bagwell
NAYS:	None
ABSTENTIONS:	None
ABSENT:	None

15.b. FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION TO ADOPT, ON SECOND READING, BILL NO. 112, A PROPOSED ORDINANCE CHANGING THE ZONING OF A PROPERTY WITHIN THE LOMPA RANCH NORTH SPECIFIC PLAN AREA ("SPA") FROM MULTIFAMILY DUPLEX ("MFD-SPA") TO PUBLIC NEIGHBORHOOD ("PN-SPA") ON A ±10.15

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ACRE PARCEL IDENTIFIED IN THE LOMPA RANCH NORTH SPECIFIC PLAN AREA AS A PARK SITE, LOCATED TO THE EAST OF THE TERMINUS OF EAST ROBINSON STREET AND TO THE NORTH OF EAST 5TH STREET, ASSESSOR'S PARCEL NUMBER ("APN") 010-041-44.

(9:30:46) – Mayor Bagwell introduced the item. Mr. Hoen read the proposed ordinance title into the record: *An ordinance relating to zoning; establishing various provisions to change the zoning on a site within the Lompa Ranch North Specific Plan Area (SPA) from Multifamily Duplex (MFD-SPA) to Public Neighborhood (PN-SPA) for a parcel located to the east of the terminus of East Robinson Street and to the north of East 5th Street, APN 010-041-44.* Ms. Manzo indicated there had not been any changes since the first reading. There were no Board or public comments. Mayor Bagwell entertained a motion.

(9:31:48) – Supervisor Horton moved to adopt, on second reading, Bill No. 112, Ordinance No. 2023-11. The motion was seconded by Supervisor Giomi.

RESULT:	APPROVED (5-0-0)
MOVER:	Supervisor Horton
SECONDER:	Supervisor Giomi
AYES:	Supervisors Giomi, Horton, Schuette, White, and Mayor Bagwell
NAYS:	None
ABSTENTIONS:	None
ABSENT:	None

15.c. FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION TO ADOPT, ON SECOND READING, BILL NO. 113, A PROPOSED ORDINANCE CHANGING THE ZONING OF A PROPERTY WITHIN THE LOMPA RANCH NORTH SPECIFIC PLAN AREA ("SPA") FROM SINGLE FAMILY 6,000 ("SF6-SPA") AND PUBLIC REGIONAL ("PR") TO PUBLIC NEIGHBORHOOD ("PN-SPA") ON A ±3 ACRE PARCEL IDENTIFIED IN THE LOMPA RANCH NORTH SPECIFIC PLAN AREA AS A PARK SITE, LOCATED TO THE WEST OF THE INTERSECTION OF AIRPORT ROAD AND BUTTI WAY, ASSESSOR'S PARCEL NUMBER ("APN") 010-741-01.

(9:32:08) – Mayor Bagwell introduced the item. Mr. Hoen read the proposed ordinance title into the record: *An ordinance relating to zoning; establishing various provisions to change the zoning on a site within the Lompa Ranch North Specific Plan Area (SPA) from Single Family 6,000 (SF6-SPA) and Public Regional (PR) to Public Neighborhood (PN-SPA) for a parcel located to the west of the intersection of Airport Road and Butti Way, APN 010-741-01.* Ms. Manzo indicated there had not been any changes since the first reading. There were no Board or public comments. Mayor Bagwell entertained a motion.

(9:33:03) – Supervisor Giomi moved to adopt, on second reading, Bill No. 113, Ordinance No. 2023-12. The motion was seconded by Supervisor Schuette.

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RESULT:	APPROVED (5-0-0)
MOVER:	Supervisor Giomi
SECONDER:	Supervisor Schuette
AYES:	Supervisors Giomi, Horton, Schuette, White, and Mayor Bagwell
NAYS:	None
ABSTENTIONS:	None
ABSENT:	None

15.d. FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION (1) REGARDING A PROPOSED ORDER TO APPEAR AND SHOW CAUSE WHY BUSINESS LICENSE BL-005136-2020 ISSUED TO REMEDYS BAR LLC, DBA REMEDYS, LOCATED AT 306 EAST WILLIAM STREET, CARSON CITY, NEVADA SHOULD NOT BE SUSPENDED, CANCELLED OR REVOKED PURSUANT TO CARSON CITY MUNICIPAL CODE ("CCMC") 4.04.210(1) FOR CONTINUED OPERATION OF THE BUSINESS IN VIOLATION OF THE CCMC, (2) TO FIX THE TIME AND PLACE FOR THE SHOW CAUSE HEARING, AND (3) TO DIRECT STAFF TO SERVE NOTICE OF THE ORDER TO APPEAR AND SHOW CAUSE.

(9:33:27) – Mayor Bagwell introduced the item. Community Director Hope Sullivan gave background and presented the Staff Report and accompanying agenda materials, all of which are incorporated into the record. She also cited the Carson City Municipal Code (CCMC) 4.04.210 and recommended the Board take the following action:

1. The Board of Supervisors, by motion, directs staff to serve notice of an order to the business owner to appear before the Board for a "show-cause" hearing set by the Board.

2. The Board of Supervisors conducts a "show-cause" hearing to provide the business the opportunity to show cause why the license should not be suspended, canceled, or revoked.

(9:37:50) – Ms. Sullivan proposed October 5, 2023, or October 19, 2023, (the dates corresponding with upcoming Board of Supervisors meetings) as potential dates for the "show-cause" hearing and suggested 9 a.m. as time certain for the hearing. She also introduced Mary Sellars, owner of M&M Frogs, LLC who had identified herself as the new owner of Remedys Bar and had applied for a liquor license. Ms. Sullivan also noted that Michelle Rodrigues was listed as the current owner of Remedys Bar, LLC. Mayor Bagwell entertained public comments and when none were forthcoming, she entertained Board discussion.

(9:39:00) – Mayor Bagwell believed that anyone who operates without a business license must appear before the Board and answer questions. She noted that she was in favor of a show-cause hearing because she was opposed to issuing business or liquor licenses to those who "don't express enough to me that they are going to be good actors." Supervisor Giomi agreed with the Mayor, noting that the applicant had applied for the liquor license six weeks ago; however, the business had been operating without a license for more than six weeks. He stated that a show-cause hearing was "absolutely warranted" and wished to see it take place on October 5, 2023. Supervisor Schuette expressed concern "over the lack of initiative" and agreed that a show-cause hearing was "the right thing to do." Ms. Sullivan clarified for Mayor Bagwell that Remedys had a business license but was operating without

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a liquor manager, which meant they should not be selling alcohol. Mayor Bagwell cited the example of the Save Mart and Food Max stores in the City that had been operating without a liquor manager and the suspension that had resulted after a hearing. She also noted that stopping the business from selling liquor until the hearing was not in the CCMC. Supervisor Giomi noted: “We have discovered a flaw in our Liquor Ordinance that we have to fix. We ought to be able to at least cite them every day that they sell alcohol that they don’t have a legal liquor license.” Ms. Sullivan clarified for Supervisor Giomi that the show-cause hearing was for the existing business and was unrelated to the new applicant. Supervisor Giomi believed the new applicant was also amiss in following through. Ms. Sullivan suggested referring the application of M&M Frogs, LLC to the Liquor and Entertainment Board for approval instead of having it heard by the Liquor Hearing Officer, but she was not certain the background check would be completed by then.

(9:45:45) – Supervisor White inquired about M&M Frogs, LLC’s purchase of the business and Ms. Sullivan believed that Ms. Sellers (owner of M&M Frogs) had not yet purchased it as she had requested information on obtaining a business license. She also confirmed that the current owner was Michelle Rodrigues. Supervisor White believed the City had “an overall deficiency in our ability or willingness to manage these non-compliant businesses. He believed Remedys was no different from the “illegal fruit stands” that were allowed by the City to operate. He recommended addressing all these violations and wished to see the bar closed. Mayor Bagwell entertained public comments by Remedys.

(9:48:52) – Ms. Sellars introduced herself and stated that she had not yet purchased Remedys, adding that she had been working with Ms. Rodrigues to help her manage the business. She believed that it had been “a good learning experience for both of us,” adding that she was in the process of expediting the liquor license because of Ms. Rodrigues’ inability to be involved “to the degree that she should be.” Ms. Sellars explained that she had been a member of the community in Carson City since 1989, had attended local schools, and was currently working in the City as a nurse practitioner. She acknowledged that mistakes were made and assured the Board that she had learned a lot and would not make mistakes moving forward. She apologized for the inconvenience and noted that she had been under the impression that all licenses were in place. Supervisor Schuette thanked Ms. Sellars for the clarification; however, she noted that at the moment, there was a non-compliant business on which the Board had to make a decision. Mayor Bagwell was informed that October 5, 2023, at 9 a.m. would give Staff enough time to notice the show-cause hearing. She also entertained a motion.

(9:53:36) – Supervisor Giomi moved to authorize the Mayor to sign the Order to Appear and Show Cause as presented which schedules the show-cause hearing for October 5, 2023, at no earlier than 9:00 a.m., and to direct staff to serve the Order and notice of the Order. The motion was seconded by Supervisor Schuette.

RESULT:	APPROVED (5-0-0)
MOVER:	Supervisor Giomi
SECONDER:	Supervisor Schuette
AYES:	Supervisors Giomi, Horton, Schuette, White, and Mayor Bagwell
NAYS:	None
ABSTENTIONS:	None
ABSENT:	None

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16.a. FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING (1) THE APPOINTMENT OF SANDRA DOUGHTY AS THE PUBLIC GUARDIAN FOR A FOUR-YEAR TERM BEGINNING ON NOVEMBER 7, 2023, THROUGH NOVEMBER 6, 2027, AND (2) THE STARTING COMPENSATION FOR THE POSITION, PROPOSED AT \$90,000 IN THE FIRST YEAR.

(9:54:25) – Mayor Bagwell introduced the item. Ms. Paulson thanked outgoing Public Guardian John Giomi, calling him “an asset to Carson City” and recommended appointing Sandra Doughty as the Public Guardian for a four-year term, from November 7, 2023, to November 6, 2027. Ms. Doughty noted her acceptance of the offer. Mayor Bagwell and Supervisor Giomi also thanked John Giomi for doing a great job. There were no public comments; therefore, Mayor Bagwell entertained a motion.

(9:56:19) – Supervisor Giomi moved to appoint Sandra Doughty as the Public Guardian for a four-year term beginning on November 7, 2023, through November 6, 2027, and to set the starting compensation at \$90,000 in the first year. The motion was seconded by Supervisor Horton.

RESULT:	APPROVED (5-0-0)
MOVER:	Supervisor Giomi
SECONDER:	Supervisor Horton
AYES:	Supervisors Giomi, Horton, Schuette, White, and Mayor Bagwell
NAYS:	None
ABSTENTIONS:	None
ABSENT:	None

16.b. FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A PROPOSED MURAL TO BE PAINTED ON AN EXTERIOR WALL OF THE CARSON CITY LIBRARY ("LIBRARY") AS PART OF THE CARSON CITY MURALS AND MUSIC FESTIVAL ("FESTIVAL"), AND AUTHORIZATION FOR THE MAYOR TO EXECUTE A MURALIST AGREEMENT ("AGREEMENT"), A THREE-YEAR, NO COST AGREEMENT BETWEEN HAYLEY MEADOWS, THE ARTIST; THE BREWERY ARTS CENTER ("BAC"), THE PROMOTER OF THE FESTIVAL; AND THE CITY, AUTHORIZING THE ARTIST TO PAINT THE MURAL ON AN EXTERIOR LIBRARY WALL, COMMITTING THE CITY TO MAINTAIN THE MURAL FOR THREE YEARS AND GRANTING THE CITY A LICENSE TO USE AN IMAGE OF THE MURAL.

(9:57:03) – Mayor Bagwell introduced the item. Ms. Paulson gave background on the Carson City Murals and Music Festival at which time an estimated 21 murals would be painted on walls throughout Carson City over the course of the weekend of September 28-30, 2023. She noted that most of the murals would be painted on walls of buildings belonging to private owners; however, one mural was proposed for the eastern exterior wall of the Carson City Library. Ms. Paulson referenced the agreement, incorporated into the record, and explained that the Cultural Commission, during its September 11, 2023 meeting had recommended approval of the Library mural to the City Manager, who in turn had it forwarded to the Board for consideration.

(9:58:38) – Carson City Library Director Joy Holt introduced herself. Mayor Bagwell wished to receive confirmation from the Supervisors that they were in favor of the mural. Supervisor Giomi believed that the mural

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would revitalize that part of town even more and would bring a sense of pride to the community. Supervisor Schuette was also in favor of it and Supervisor Horton believed it was “a good thing to do...we should move forward with it with some more discussion.” Supervisor White called the project “a great idea.” Ms. Holt confirmed that the mural could only accommodate five titles. Discussion ensued regarding the titles and Supervisor Schuette preferred seeing literature genres instead of specific titles. She also recommended highlighting the other services offered by the library, such as computer literacy. Ms. Holt explained that the Library Board of Trustees had also recommended genres in lieu of specific titles and had given her the authority to make the final decision, adding that the image would be smaller than the sample provided by the artist. She stated that the artist had recommended the following on the book spines: Nevada History (also in Spanish); Westerns; Cooking and Gardening; Children’s Books (also in Spanish); Technology. She added that the artist was aware of the final decision being made in this meeting.

(10:06:10) – Supervisor Giomi believed that not having Mark Twain on the mural would be a “missed opportunity” in addition to honoring a Native American author. Ms. Holt also noted that she had been in favor of a Mark Twain reference. Supervisor Horton referred to the discussion noting that a consensus might not be possible. He recommended not having any titles or genres on the spines “so that people can observe the spine and imagine the title that they want...what they enjoy reading.” Additionally, he cited maintenance issues with individual letters and suggested keeping it simple. Mayor Bagwell was in favor of that suggestion, noting that “art speaks differently to every single person that looks at it.” She recommended not spending time on book titles and “arguing over what [are] the best five [titles].” Supervisor White did not have an objection to titles or genres; however, he agreed with Supervisor Horton on the ease of maintenance by the City. He also recommended not having the books look like the “Reader’s Digest” versions and recommended that Public Works review the materials to be used to ensure the appropriate paint is applied for the least amount of maintenance. Ms. Paulson clarified that Facilities was part of the Public Art Panel and had reviewed the use of materials. Mayor Bagwell entertained public comments.

(10:14:52) – Mr. French praised the Library for providing him with a computer for his use. He also believed the genre was the way to go. Mayor Bagwell entertained a motion.

(10:17:14) – Supervisor Horton moved to approve the mural on the library wall, showing book spines with no titles, and authorize the Mayor to execute the Agreement. The motion was seconded by Supervisor Schuette.

RESULT:	APPROVED (4-1-0)
MOVER:	Supervisor Horton
SECONDER:	Supervisor Schuette
AYES:	Supervisors Horton, Schuette, White, and Mayor Bagwell
NAYS:	Supervisor Giomi
ABSTENTIONS:	None
ABSENT:	None

(10:55:15) – Mayor Bagwell reconvened the meeting following a brief recess after item 7.c. A quorum was still present.

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17. BOARD OF SUPERVISORS

NON-ACTION ITEMS.

FUTURE AGENDA ITEMS

STATUS REVIEW OF PROJECTS

INTERNAL COMMUNICATIONS AND ADMINISTRATIVE MATTERS

CORRESPONDENCE TO THE BOARD OF SUPERVISORS

STATUS REPORTS AND COMMENTS FROM THE MEMBERS OF THE BOARD

STAFF COMMENTS AND STATUS REPORT

(10:55:29) – Mayor Bagwell introduced the item. Supervisor Giomi announced the Bronco Super Celebration on October 4-7, 2023 at Mills Park, adding that the plan was to make this an annual West Coast stop. He also informed the Board that the Nevada Interscholastic Cycling League’s Capital City Crusher race would take place on October 21, 2023, with Western Nevada College as the starting and ending locations. He believed this would become an annual event as well. Supervisor Giomi gave background on the Northern Nevada Correctional Center and reported on the farm tour and the horse training and auction program. He announced the Carson River Subconservancy District’s (CWSD) massive undertaking to replace the valves and reinforce Marlette Dam. He also encouraged reading the CWSD’s Board Meeting Minutes for more details on the project.

(11:01:10) – Supervisor Schuette encouraged everyone to read the Parks and Recreation Department’s Fall Activity Guide on the City’s website for some great upcoming events. She complimented the City’s staffs for all their work behind the scenes. Mayor Bagwell announced the community service project to clean up the Lone Mountain Cemetery grave sites on Saturday, October 7, 2023.

CLOSED NON-MEETING TO CONFER WITH MANAGEMENT REPRESENTATIVES AND COUNSEL

This item did not take place.

18. PUBLIC COMMENT

(11:04:53) – Mayor Bagwell entertained final public comments. Mr. French reported on the Advisory Board to Manage Wildlife meeting he had attended and praised the members for their knowledge of the issues and their plans to educate the public on interactions with urban wildlife. He was also in favor of the wild horse program at the Northern Nevada Correctional Facility and reported on volunteers who are working on enhancing the environment of the horses. Lastly, he encouraged the public to attend the Phase 3 public comment session on the Prison Hill Trail Program.

19. FOR POSSIBLE ACTION: TO ADJOURN

(11:08:04) – Mayor Bagwell adjourned the Board of Supervisors meeting at 11:08 a.m.

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The Minutes of the September 21, 2023, Carson City Board of Supervisors meeting are so approved on this 19th day of October, 2023.


LORI BAGWELL, Mayor

ATTEST:


SCOTT HOEN, Clerk-Recorder

On the Carson City website, Community Development, Planning Division, Current Planning and Zoning you will find 13 Frequently Asked Questions.

Question No. 5 - Does Carson City have any regulations against noise?

A: Carson City does not currently have a noise ordinance.

My question is - why not? Why should Carson City adopt a noise ordinance?

In my neighborhood residents have frequent gatherings with family and friends. Typically, this includes music which can be very loud.

What recourse does a citizen have:

1. Talk to your neighbor, ask that the music volume be lowered.
2. Call the non-emergency number for the Sheriff's office.

The neighbor may turn down the volume, but it may still be louder than you would like. Now what?

When you call the sheriff's office, deputies will be dispatched to the neighborhood where the noise complaint is.

What is their authority? They have none. They ask the resident to lower the volume. How much? Don't know, there is no noise ordinance with clear standards.

Many times, the deputies may know the residents. This can be awkward.

Regardless of the noise complaint, most municipalities could use a carefully constructed noise ordinance from time to time. A well-written ordinance is clear, targeted, and most importantly, enforceable.

I've included a website that lists Cities by State and their Noise Regulations and Ordinances.

Noise Pollution Clearinghouse

Cities by State that have Noise Regulations and Ordinances.

[Noise Regulations & Ordinances \(nonoise.org\)](http://nonoise.org)

Ordinances have a similar structure:

There is typically a time frame window, which prohibits noise during those hours. 10 pm to 7 am is a typical time frame.

Also, the loudness is measured at the property line. Measured in decibels.

Interestingly enough, The National Institute for Occupational Safety and Health (NIOSH) has developed a Sound Level Meter app for cell phones.

NIOSH Sound Level Meter App

The NIOSH Sound Level Meter app can measure workplace noise to determine if workers may experience hazardous noise exposure. The free app combines the best features of professional sound levels meters and noise dosimeters into one simple tool. The app was created to empower people to test noise levels in their workplace, make informed decisions about noise exposure, and prevent occupational hearing loss.

Some ordinances allow for daytime noise and nighttime noise, depending on the circumstances.

Origin of noise is considered – construction work, emergency vehicles, and many other categories.

The good thing is that there are existing noise ordinances that can help develop our own.

The most important thing with a well-written ordinance is that it will be enforceable.

When a deputy goes to speak to a resident they may be asked, “How loud is too loud?” “Who called you”. “Does Carson have a noise ordinance.”

A noise ordinance would take that burden away from the deputies. They would have an ordinance to defer to.

Also, if penalties are spelled out there would be no question of what may happen if someone is “too” noisy.

Several years ago, one of my neighbors had the neighbor behind him call in a complaint to the sheriff’s office every time he had a gathering in his back yard. He would turn the music down, but it finally resulted in the neighbor making a formal complaint. It went to court. The judge fined him \$100 and he was forbidden to play music in his backyard for 1 year.

A noise ordinance would have clear and consistent penalties in place.

I am asking that the Carson City Board of Supervisors take into consideration the implementation of a Noise Regulation and Ordinance for Carson City.

Anita Whitmore
1027 Cascade Drive
Carson City, NV 89701

775-230-6578

Also included is a Noise Level Chart in decibels.

Safe Noise Levels

Sounds under 85 dB are generally considered safe. Let's take a look at a few common decibel examples that fall below the threshold.

- 10 dB: normal breathing
- 20 dB: leaves rustling, mosquito buzzing
- 30 dB: whispering
- 40 dB: quiet office or residential area, light rain
- 50 dB: moderate rainfall, refrigerator
- 60 dB: normal conversation, electric toothbrush
- 70 dB: washing machine, dishwasher
- 80 dB: noisy restaurant, vacuum cleaner, garbage disposal
- 85 dB: Blender, heavy traffic

Harmful Noise Levels

Sounds exceeding 85 dB can lead to hearing damage. In addition to decibel level, the risk of damage will depend on two main factors: distance from the sound source and time exposed.

- 90 dB: lawnmower, shouting conversation
- 95 dB: electric drill
- 100 dB: night club, train, snowmobile
- 110 dB: power saw, jackhammer, motorcycle
- 120 dB: ambulance siren, chainsaw, rock concert
- 130 dB: stock car race, jet engine
- 135 dB: loud squeaky toy (next to ear)
- 140 dB: airplane takeoff
- 145 dB: fireworks
- 150 dB: shotgun blast

Exposure Time

Becoming informed on common decibel levels can help you keep your hearing safe, but it's equally important to know how long it takes for hearing loss to occur. As mentioned, it's as much about the distance and time exposed as it is about the intensity.

Guidelines have been issued for total noise exposure. Organizations such as the [National Institute for Occupational Safety and Health](#) (NIOSH) have set permissible daily exposure times based on decibel level to help protect workers who are exposed to loud sounds. Per NIOSH, a person reaches maximum daily exposure at the following times:

- 85 dB: 8 hours
- 88 dB: 4 hours
- 91 dB: 2 hours
- 94 dB: 1 hour
- 97 dB: 30 minutes
- 100 dB: 15 minutes
- 103 dB: 7.5 minutes
- 106 dB: 3.75 minutes

As you can see, each interval of 3 dB results in half the time needed for hearing loss to occur. Sounds above 110 dB can cause hearing damage almost immediately.

LEVELS OF NOISE In decibels (dB)

PAINFUL & DANGEROUS		
Use hearing protection or avoid	140	<ul style="list-style-type: none"> • Fireworks • Gun shots • Custom car stereos (at full volume)
	130	<ul style="list-style-type: none"> • Jackhammers • Ambulances
UNCOMFORTABLE		
Dangerous over 30 seconds	120	<ul style="list-style-type: none"> • Jet planes (during take off)
VERY LOUD		
Dangerous over 30 minutes	110	<ul style="list-style-type: none"> • Concerts (any genre of music) • Car horns • Sporting events
	100	<ul style="list-style-type: none"> • Snowmobiles • MP3 players (at full volume)
	90	<ul style="list-style-type: none"> • Lawnmowers • Power tools • Blenders • Hair dryers
Over 85 dB for extended periods can cause permanent hearing loss.		
LOUD		
	80	<ul style="list-style-type: none"> • Alarm clocks
	70	<ul style="list-style-type: none"> • Traffic • Vacuums
MODERATE		
	60	<ul style="list-style-type: none"> • Normal conversation • Dishwashers
	50	<ul style="list-style-type: none"> • Moderate rainfall
SOFT		
	40	<ul style="list-style-type: none"> • Quiet library
	30	<ul style="list-style-type: none"> • Whisper
FAINT		
	20	<ul style="list-style-type: none"> • Leaves rustling

OCTOBER IS NATIONAL AUDIOLOGY AWARENESS MONTH AND NATIONAL PROTECT YOUR HEARING MONTH

Visit www.HowsYourHearing.org to learn more about audiology and hearing loss.

Think you may have a hearing loss? Click on the "Find an Audiologist" link of the Web site to locate and set up an appointment with an audiologist in your area to get your hearing tested.

From: [Judy Larquier](#)
To: [Public Comment](#)
Subject: Support for Carson City CERT
Date: Tuesday, September 19, 2023 2:27:12 PM

Public Comment
Item# 10a
09/01/2023

This message originated outside of Carson City's email system. Use caution if this message contains attachments, links, or requests for information.

REF: An application submittal will be discussed regarding a grant for \$75,484 from the Homeland Security Grant Program with no local match requirement to purchase supplies and provide travel funding and part-time staffing for the Community Emergency Response Team. The CERT program is a volunteer team that would benefit from funds for supplies, travel reimbursement and part-time staffing support, according to the agenda.

I am in support of the Homeland Security Grant application regarding a grant of \$75,484 to help support the Carson City CERT Program. The Community Emergency Response Team (CERT) program educates volunteers about disaster preparedness for the hazards that may occur where they live. CERT is a volunteer organization that professional responders can rely on during a disaster situation.

This is an important program that educates our local community members how to respond to emergency situations and help local police and fire personnel in the event of a major disaster.

Monetary support is needed to educate trainers, cover travel expenses and provide equipment to adequately prepare community members to help themselves, their neighbors and the community at large in catastrophic events. In addition, CERT members volunteer to help educate the public at many community events including Sheriff's night out.

Please support this important funding opportunity.

Judy Larquier
795 Pawnee St.
Carson City, NV 89705
541-6610441

From: [Serge Duarte](#)
To: [Public Comment](#)
Subject: Support of HSGP grant for Carson City Community Emergency Response Team
Date: Tuesday, September 19, 2023 4:45:56 PM

This message originated outside of Carson City's email system. Use caution if this message contains attachments, links, or requests for information.

I am in support of accepting the Homeland Security Grant Program (HSGP) grant for the Carson City Community Emergency Response Team (CERT), valued at \$75,484. CERT is composed of civilian volunteers from Carson City who help our community increase emergency preparedness through training, public events and the distribution of preparedness materials. During times of emergency or large public events, CERT provides support to first responders by performing duties which will allow first responders to focus on critical tasks which require their specialized skills.

Up until now, CERT has largely been an unfunded initiative, with support coming from the budgets of other organizations. This HSGP grant will provide needed funds for training, equipment, public materials, travel, and administration of the CERT team. While this HSGP grant requires no local match, the hours that the CERT members volunteer for their community brings significant value to Carson City. As an example, since May of this year, CERT members have donated 453 hours of their time; this is valued at \$12,910, using nationwide value of volunteer data. Extending these average amount of donated hours over the course of 1 year, CERT members will have donated over \$50,000 of service to Carson City.

Accepting the HSGP grant for the Carson City CERT will be of tremendous benefit to the team, and to our community.

Respectfully submitted,

Serge Duarte

From: [Karen Kurz](#)
To: [Public Comment](#)
Subject: Carson City Nevada CERT
Date: Tuesday, September 19, 2023 6:59:05 PM

This message originated outside of Carson City's email system. Use caution if this message contains attachments, links, or requests for information.

I would like to express my support of the Homeland Security Grant application regarding a grant of \$75,484 to help support the Carson City Community Emergency Response Team (CERT)

Program. CERT Is a volunteer organization that professional responders can rely on during a disaster situation. The CERT program educates volunteers as well as the community about disaster preparedness for hazards and events that may occur in their locale.

This important program trains our local volunteers to assist community members during emergency situations and to support local police and fire personnel during disaster events so that they can focus on their duties.

The program needs funding to further educate trainers and volunteers, cover travel expenses, and provide equipment to adequately prepare volunteers to effectively help themselves, their neighbors, and the community at large during catastrophic events.

Please support this important funding opportunity.

Thank you for your consideration,

Karen Kurz

10 Circle Drive

Carson City, NV 89703

775-443-7988

From: [Barbara Ford](#)
To: [Public Comment](#)
Subject: CERT - COMMUNITY EMERGENCY RESPONSE TEAM
Date: Wednesday, September 20, 2023 12:10:57 PM

This message originated outside of Carson City's email system. Use caution if this message contains attachments, links, or requests for information.

I am in support of the Security Grant application regarding a grant of \$75,484 to help support the Carson City **CERT** Program.

This team has been supporting Carson City for many years, relieving the city's need for paid workers in many situations for close to 20 years. Volunteers have worked in flooding (operational support to fire department) and fire (shelter operations - Caldor fire to mention just one shelter) situations as well as staffing the Covid call center and helping with vaccination distribution. They have provided training for many community members and spend time educating the community on emergency preparedness. Not once have they been unable to provide volunteer man hours when asked. They now need the support of Carson City. Please vote for this grant so that CERT will be able to remain a good emergency management partner for Carson City.

Thanks.

Barbara Ford
833 Travis Dr, Carson City, NV 89701
775 781-3555

From: [Ourfam](#)
To: [Public Comment](#)
Cc: [Community Emergency Response Team \(CERT\)](#)
Subject: CERT Grant
Date: Wednesday, September 20, 2023 12:29:40 PM

This message originated outside of Carson City's email system. Use caution if this message contains attachments, links, or requests for information.

To whom it may concern,

Hi, my name is Bob Rhea. I'm a member of the Carson City CERT team and have been since 2005 (1st Academy class). I am writing this letter asking for your support of this program and the funding it needs to continue providing the vital functions for this community.

We need this grant to supply updated uniforms. The last update was in 2005. Training materials such as first aid and CPR need refreshing, our backpacks are outdated, training literature for future team members scarce. I could go and on with this list but I'm sure you get the jest of it now.

This program was developed under the leadership of President Bush for communities to step up and prepare for disasters and help their family, neighborhood, and community survive and recover. The support we provide to the first responders is important to resolve these disasters.

Since the program's initial Leader, Asst. Chief Tom Tarulli, retired, the CERT program seems to be lacking the financial support it once had or the money for it is used in other areas. This may have led to the decline in team membership over the years.

So, we need to get pumped up and prosperous again as a team and the funding of this Grant will certainly show your support for this program and the community it will serve.

Thanks for listening to my concerns.

Bob Rhea CERT member