

CARSON CITY BOARD OF SUPERVISORS
Minutes of the May 18, 2000, Meeting
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A regularly scheduled meeting of the Carson City Board of Supervisors was held on Thursday, May 18, 2000, at the Community Center Sierra Room, 851 East William Street, Carson City, Nevada, beginning at 8:30 a.m.

PRESENT: Ray Masayko Mayor
 Kay Bennett Supervisor, Ward 4
 Robin Williamson Supervisor, Ward 1
 Jon Plank Supervisor, Ward 2
 Pete Livermore Supervisor, Ward 3

STAFF PRESENT: John Berkich City Manager
 Alan Glover Clerk-Recorder
 Al Kramer Treasurer
 Cheryl Adams Deputy Purchasing and Contract Dir.
 Katherine McLaughlin Recording Secretary
 Justine Chambers Senior Purchasing Technician
 (B.O.S. 5/18/00 tape 1-0001)

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. Any other individuals who spoke are listed immediately following the item 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 normal business hours.

CALL TO ORDER, ROLL CALL, INVOCATION, AND PLEDGE OF ALLEGIANCE - Mayor Masayko convened the meeting at 8:30 a.m. Roll call was taken. A quorum was present although Supervisor Livermore had not arrived. Rev. Bruce Henderson of the Church of Christ gave the Invocation. Mayor Masayko lead the Pledge of Allegiance.

CITIZEN COMMENTS (1-0035) - None.

A. APPROVAL OF MINUTES - 3/16/00 REGULAR SESSION AND 3/27/00 SPECIAL SESSION (1-0039) - Mayor Masayko noted the corrected Minutes which had been distributed prior to the meeting. Supervisor Plank moved to approve the Minutes for the March 16, 2000, meeting with the corrections as noted--census was corrected on Page 4, Jim Parry's name in several places, Ben Hammack' name, and "the issue over establishing utilities similar to the water utility" on Page 14. Supervisor Williamson seconded the motion. Motion carried 4-0.

Supervisor Bennett moved to approve the Minutes of March 27, 2000. Mayor Masayko seconded the motion. Motion carried 4-0.

2. AGENDA MODIFICATIONS (1-0079) - Item 16. A--settlement agreement with Albert Replogle--was rescheduled for another meeting. Discussion indicated that Item 13--the Lepires' settlement agreement--was still scheduled to be heard. Item 4. G. i--Contract 9900-232--was deferred due to technical issues regarding the contract.

LIQUOR AND ENTERTAINMENT BOARD (1-0092) - Mayor Masayko recessed the Board of Supervisors session and immediately convened the session as the Liquor and Entertainment Board. A quorum of the Board was present including Sheriff's Representative Ray Saylo. Member Livermore was absent.

3. TREASURER - Al Kramer

A. ACTION ON A FULL BAR LIQUOR LICENSE FOR JOAQUIN MURRIETA, INC., DANIEL HAGUE, PRESIDENT, AND ALFRED VERSCHELL, VICE PRESIDENT/SECRETARY, WILL

BE DESIGNATED LIQUOR MANAGERS (1-0098) - Chairperson Masayko reminded the Applicants that a liquor license is a privilege and that the Board expected them to uphold the Liquor Laws of the State and City. Messrs. Hague and Verschell indicated that they would train their employees in the laws and adhere to them. Member Saylo noted the favorable Sheriff's report. Member Plank moved to approve a full bar liquor license for Joaquin Murrieta, Inc., located at 2300 Highway 50 East; Mr. Daniel Hague, President, and Mr. Alfred Verschell, Vice President/Secretary, will be the designated liquor managers pursuant to CCMC 4.13; fiscal impact: \$1,000 new fee, \$500 investigation fee, and \$200 quarterly fee. Member Williamson seconded the motion. Motion carried 5-0.

B. ACTION ON A BEER AND WINE LIQUOR LICENSE FOR H&M PIZZA, INC., DOING BUSINESS AS GODFATHER'S PIZZA, KEVIN HURLEY, VICE PRESIDENT WILL BE DESIGNATED LIQUOR MANAGER (1-0154) - Mr. Hurley introduced the Store Manager David Griffin. Chairperson Masayko restated his comments regarding the liquor license being a privilege and the expectation that they would uphold the Liquor Laws. Mr. Hurley indicated he would adhere to them and train his employees appropriately. Member Bennett reiterated the Chairperson's statements stressing the importance of upholding the laws. Discussion explained the difference in fees for the foregoing license. Clarification indicated that Mr. Hurley that is the owner and his employment with the corporation. Member Saylo noted the favorable Sheriff's report. Member Williamson moved to approve a beer and wine license for H&M Pizza, Inc., doing business as Godfather's Pizza, located at 2329 North Carson Street; Mr. Kevin Hurley will be the designated Liquor Manager under Carson City Municipal Code 4.13 with a fiscal impact of \$500 new fee, \$500 investigation fee, and \$150 per quarter. Member Bennett seconded the motion. Mr. Kramer further clarified the different liquor license fees. Motion carried 5-0.

C. ACTION ON A WHOLESALE PACKAGED LIQUOR LICENSE FOR JARED T. SORENSEN, DOING BUSINESS AS SIERRA WINE AND SPIRITS (1-0238) - Discussion with Jared Sorensen explained that he wholesales liquor and would adhere to the Federal, State, and City liquor laws. Member Saylo noted the favorable Sheriff's report. Member Plank moved to approve a wholesale packaged Liquor License for Jared T. Sorensen, doing business as Sierra Wine and Spirits, located at 1220 Industrial Way, Sparks, Nevada, pursuant to Carson City Municipal Code 4.13; fiscal impact is \$1,000 new fee, \$500 Investigation Fee, and \$200 per quarter fee. Member Bennett seconded the motion. Motion carried 5-0.

BOARD OF SUPERVISORS (1-0281) - There being no other matters for consideration as the Liquor and Entertainment Board, Chairperson Masayko adjourned the Liquor and Entertainment Board and immediately reconvened the session as the Board of Supervisors. A quorum of the Board was present although Supervisor Livermore had not yet arrived.

4. CONSENT AGENDA (1-0291)

A. ASSESSOR

i. ACTION TO APPROVE A CREDIT FOR OVERPAYMENT OF TAXES FOR CHROMALLOY NEVADA FOR THE YEARS 1996/1997, 1997/98, AND 1998/99

ii. ACTION TO APPROVE A REFUND OF TAXES FOR APN 4-293-19 FROM 1996/97, 1997/98, and 1998/99 FISCAL YEAR TAX ROLL

iii. ACTION TO APPROVE A REFUND OF TAXES FROM THE 1996/97, 1997/98, 1998/99, AND 1999/00 FISCAL YEAR TAX ROLLS FOR APN'S 008-521-75, 008-521-76, 008-521-78, 008-521-79 and 008-521-80

B. TREASURER - ACTION ON TREASURER'S REPORT FOR THE MONTH OF APRIL 2000

C. DEVELOPMENT SERVICES - STREETS - ACTION TO APPROVE A COOPERATIVE AGREEMENT BETWEEN NEVADA DEPARTMENT OF TRANSPORTATION AND CARSON CITY DEVELOPMENT SERVICES TO INSTALL NEW LIGHTING AT THE INTERSECTION OF SOUTH CARSON STREET (US 50) AND SOUTH STEWART STREET (SR520) IN CARSON CITY

D. DEVELOPMENT SERVICES - ENGINEERING - ACTION ON IMPROVEMENT AGREEMENT FOR PARCEL MAP CONTROL NO. 1548, ON APN 08-123-20, FOR DON K. AND TONI

K. LANGSON, LOCATED ON HOT SPRINGS ROAD WEST OF GONI ROAD, CARSON CITY, NEVADA

E. COMMUNITY DEVELOPMENT DEPARTMENT - ACTION ON H-99/00-20 - REQUEST FROM GEORGETTE MADDOX, PROPERTY OWNER AND APPLICANT, FOR HISTORICAL TAX DEFERMENT ON PROPERTY LOCATED AT 406 MOUNTAIN STREET, APN 3-241-06

F. FINANCE DIRECTOR - ACTION ON CONTRACT NO. 9798-271 - PUBLIC TRANSPORTATION SERVICES AMENDMENT NO. 1, REQUEST FOR CONTRACT APPROVAL

G. PURCHASING DEPARTMENT

i. ACTION ON CONTRACT NO. 9900-213 - REHABILITATION OF THE WUNGNEMA HOUSE, AWARD

ii. ACTION ON CONTRACT NO. 9900-232 - NORTHWEST STORMWATER DRAINAGE, AWARD

iii. ACTION ON CONTRACT NO. 9900-131 - CHILDREN'S MUSEUM NEW HVAC SYSTEM, RE-BID, AWARD

iv. ACTION ON CONTRACT NO. 9900-240 - RECORDS MANAGEMENT LEASE OF CANON RFS 1000 ROTARY/FILMER SCANNER AND ACCESSORIES, AWARD

v. ACTION ON CONTRACT NO. 9900-262 - REQUEST TO CONTRACT WITH CANON U.S.A., INC., BY BLANKET PURCHASE AGREEMENT THROUGH THE STATE OF NEVADA TO PROVIDE DIGITAL PRODUCTS AND SERVICES - Item G. i. was deferred. Supervisor Plank moved to approve the 12 remaining items on the Consent Agenda with the removal of item number 10 under the Purchasing Department, Contract No. 9900-232. Supervisor Williamson seconded the motion. Motion carried 4-0.

5. BOARD OF SUPERVISORS

A. SUPERVISOR BENNETT - ACTION TO ACCEPT THE PUBLIC TRANSIT ADVISORY COMMITTEE'S RECOMMENDATION AND APPROVE AN INTERLOCAL AGREEMENT BETWEEN THE NEVADA DEPARTMENT OF TRANSPORTATION, WASHOE COUNTY REGIONAL TRANSPORTATION COMMISSION, AND THE CARSON CITY REGIONAL TRANSPORTATION COMMISSION TO PROVIDE JOB ACCESS RELATED, FIXED-ROUTE TRANSIT SERVICE BETWEEN RENO AND CARSON CITY, NEVADA (1-00315) - Chief Deputy District Attorney Mark Forsberg, Nevada Department of Transportation Representative Sandy Stanio, Washoe County RTC David Jickling - Mr. Forsberg explained that he had signed the original document. Ms. Stanio explained the pre-bid conference scheduled for tomorrow. Bids are scheduled to be opened on June 1. The task force meets on June 2. The contract should be awarded shortly thereafter. The service should start by late July or early August. Ms. Stanio then reported on the status of the Highway 50 service. Supervisor Bennett also indicated that additional discussions will occur on how the City's system will interface with the inner-city transit program. Discussion explained the intent to obtain parking agreements from the private property owners where the bus stops are located. Six stops have been proposed. Supervisor Bennett reminded the Board of the TEA-21 grant application she had submitted sometime ago for the islands between the frontage road and South Carson Street. This area would make an excellent location for a bus stop and could provide additional parking for the riders. Discussion also indicated that the contract would include the bus shelters and that Carson City RTC would be responsible for minor maintenance. Tickets may be available at different business locations in the community. These details are still being developed. Ms. Stanio agreed to provide the Board with monthly status reports. Mr. Jickling indicated his firm would market the service. Cash fares will be used initially. A discount program for regular riders may be established later. Street Operations Manager Flansberg had been involved in the discussions and purportedly did not feel that the minor maintenance required for the shelters/stops would provide a major problem. Supervisor Bennett indicated an intent to keep the Board apprised of the Public Transit Advisory Committee's meetings on this topic. Public testimony was solicited but none given. Supervisor Bennett explained that the service is a two year pilot program. Funding mechanisms need to be found to support it after that period. Ms. Stanio also explained another grant program of \$1.5 million. These funds require a match. Supervisor Bennett felt that this increased the motivation for being an MPO. Discussion ensued on the funding level the MPO status may provide. Supervisor Bennett moved that the Board accept the Public Transit Advisory Committee's recommendation and

approve an interlocal agreement between the Nevada Department of Transportation, Washoe County Regional Transportation Commission and the Carson City Regional Transportation Commission to provide job access related, fixed-route transit service between Reno and Carson City. Supervisor Plank seconded the motion. Motion carried 4-0.

(2-2565) Board comments acknowledged receipt of Chief Juvenile Probation Officer Bill Lewis' letter of resignation and his commitment and dedication to the Department. They wished him success in his new venture. Mr. Lewis thanked the Board for its support during his tenure. Mayor Masayko expressed his regret at Mr. Lewis' inability to see the juvenile facility expansion and remodeling completed. Mr. Lewis committed to being present for the dedication ceremony.

B. NON-ACTION ITEMS - INTERNAL COMMUNICATIONS AND ADMINISTRATIVE MATTERS (1-0618) - Supervisor Plank reported on meetings of/on the: Western Nevada Development District; Housing Consortium; Carson City Community Transportation and its gasoline costs; Senior Center parking area; Parks and Recreation Commission; Regional Transportation Commission; and with Supervisor Livermore, who is doing better. Mayor Masayko noted his membership on the Statewide Transportation Advisory Committee and its concern about a trail grant which Carson City had obtained but not used. Supervisor Plank described the right-of-way problem encountered with this project. He felt that the project is now ready to move forward and should be completed this summer. Mayor Masayko urged him to return the funds if this does not occur. Supervisor Bennett explained that this failure had held one of her projects hostage. Supervisor Williamson congratulated Supervisor Plank and Mayor Masayko on their decisions to run for re-election. She then reported on meetings with/on the: freeway multi-use path; Western Nevada Development District; Carson-Tahoe Auxiliary luncheon; Chamber of Commerce Downtown Mainstreet; Redevelopment Authority Citizens Committee; quality improvement classes at Western Nevada Community College; time capsule excavation ceremony; a luncheon with Supervisor Livermore, Convention and Visitors Bureau Executive Director Duncan, and Board Member Quilici; and announced the Hospital Auxiliary's Spring Sale at Treadway Park and her plans to attend the One Region, One Vision meeting. Supervisor Bennett reported on her meetings on/with the: Northern Nevada Nurses Achievement Awards ceremony; Subconservancy District, its efforts to expand its membership to include Alpine County and a \$5 million appropriation for bank stabilization; Tahoe Transportation District including the loss of a \$500,000 NDOT grant for Highway 28; TRPA's search for a new director; and Public Transit Advisory Committee. She announced her plans to present Certificates of Achievement to the Carson City nurses who had been recognized at the Northern Nevada Nurses Achievement Awards ceremony at noon at the Hospital and attend the Regional Hospital Trustees meeting at Lake Tahoe. Mayor Masayko reported on his meetings with/on the: Airport Authority, its FAA grant, and its master plan; V&T Railway; Nevada Association of Counties; State Transportation Board of Directors; Nevada Hispanic Services recognition luncheon; Public Officials Workshop for Educational Resources; Carson Health Care's celebration of National Nursing Home Week; and the Time Capsule excavation ceremony.

C. STAFF COMMENTS AND STATUS REPORTS (1-1385) - None.

6. CONVENTION AND VISITORS BUREAU - Executive Director Candy Duncan - ORDINANCE - SECOND READING - ACTION ON BILL NO. 117 - AN ORDINANCE AMENDING CHAPTER 4.08 OF THE CARSON CITY MUNICIPAL CODE (ROOM RENTAL TAX) TO AMEND ORDINANCE NO. 4.08.180, PENALTY FOR DELINQUENT PAYMENT OF TRANSIENT LODGING TAX, BY AMENDING SECTION 1 TO ADD A MONTHLY INTEREST RATE OF 1.5 PERCENT FOR ALL DELINQUENCY PAYMENTS, BY AMENDING SECTION 2 TO PREVENT THE EXECUTIVE DIRECTOR OF CCCVB FROM WAIVING DELINQUENCY PAYMENTS IF THE VENDOR ACTS FRAUDULENT, INTENTIONAL, OR EVASIVE IN NOT PAYING THE LODGING TAX OWED, AND BY AMENDING SECTION 4 TO ADD A \$75 PENALTY FOR FAILURE TO FILE A RETURN REGARDLESS OF TAX LIABILITY (1-1378) - Treasurer Al Kramer - Communication had occurred between the Treasurer's Office and Bureau on the enforcement issues. Discussion indicated that Section 5 related to anyone renting four or more bedrooms. Room taxes are paid on a monthly basis. A list of hotel/motel business will be given to the Bureau annually. Monthly reports must be filed with the Bureau regardless of the income level.

Enforcement procedures were delineated. Supervisor Plank moved to adopt Bill No. 117 on second reading, Ordinance No. 2000-17, AN ORDINANCE AMENDING CHAPTER 4.08 OF THE CARSON CITY MUNICIPAL CODE (ROOM RENTAL TAX) TO AMEND ORDINANCE NO. 4.08.180, PENALTY FOR DELINQUENT PAYMENT OF TRANSIENT LODGING TAX, BY AMENDING SECTION 1 TO ADD A MONTHLY INTEREST RATE OF 1.5 PERCENT FOR ALL DELINQUENCY PAYMENTS, BY AMENDING SECTION 2 TO PREVENT THE EXECUTIVE DIRECTOR OF CCCVB FROM WAIVING DELINQUENCY PAYMENTS IF THE VENDOR ACTS FRAUDULENT, INTENTIONAL, OR EVASIVE IN NOT PAYING THE LODGING TAX OWED, AND BY AMENDING SECTION 4 TO ADD A \$75 PENALTY FOR FAILURE TO FILE A RETURN REGARDLESS OF TAX LIABILITY. Supervisors Williamson and Bennett seconded the motion. Motion carried 4-0.

7. DEVELOPMENT SERVICES - ENGINEERING - Senior Engineer John Givlin - ORDINANCES - SECOND READING -

A. ACTION ON BILL NO. 118 - AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND LORRAINE WEIKEL REGARDING ASSESSOR'S PARCEL NO. 08-133-11 LOCATED ON CHALLENGER WAY (1-1530) - Supervisor Plank moved to adopt Bill No. 118 on second reading, Ordinance No. 2000-18, AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND LORRAINE WEIKEL REGARDING ASSESSOR'S PARCEL NO. 08-133-11 LOCATED ON CHALLENGER WAY; fiscal impact is \$120,000, and the funding source is RTC Road Construction line item in the FY00/01 budget. Supervisor Williamson seconded the motion. Motion carried 4-0.

B. ACTION ON BILL NO. 119 - AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND CINDERLITE ROCK AND SAND REGARDING ASSESSOR'S PARCEL NO. 08-683-09 LOCATED AT 1665 SOUTH SUTRO TERRACE (1-1585) - Supervisor Williamson moved to adopt Bill No. 119 on second reading, Ordinance No. 2000-19, AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND CINDERLITE ROCK AND SAND REGARDING ASSESSOR'S PARCEL NO. 08-683-09 LOCATED AT 1665 SOUTH SUTRO TERRACE; no fiscal impact. Supervisor Bennett seconded the motion. Motion carried 4-0.

C. ACTION ON BILL NO. 120 - AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY, THE U.S. POSTAL SERVICE AND AL BERNHARD REGARDING ASSESSOR'S PARCEL NO. 04-015-05 LOCATED AT THE SOUTHEAST CORNER OF ROOP STREET AND LITTLE LANE (1-1620) - Supervisor Plank moved to adopt Bill No. 120 on second reading, Ordinance No. 2000-20, AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY, THE U.S. POSTAL SERVICE AND AL BERNHARD REGARDING ASSESSOR'S PARCEL NO. 04-015-05 LOCATED AT THE SOUTHEAST CORNER OF ROOP STREET AND LITTLE LANE; fiscal impact is \$90,000 and the funding source is the RTC Funds. Supervisor Williamson seconded the motion. Motion carried 4-0.

BREAK: A recess was declared at 10:10 a.m. A quorum was present when Mayor Masayko reconvened the meeting at 10:25 a.m. Supervisor Livermore was absent as previously indicated.

8. PURCHASING DEPARTMENT - Senior Purchasing Technician Justine Chambers - ACTION ON CONTRACT NO. 9900-222 - ROUNDABOUT AT EDMONDS AVENUE AND FIFTH STREET - AWARD (1-1662) - Street Operations Manager John Flansberg - The bids had been 71 percent higher than the estimates. Engineering drawings of the current roundabout and the proposed roundabout were distributed to the Board and Clerk and described. (A copy is in the file.) NDOT had reviewed and approved the design. Triple trailers can negotiate the curves. They may ride the outer circle but not the inner circle. Two peak usage periods occur Monday through Friday. The roundabout will eliminate the need to widen Edmonds for at least five years if not longer. Three thousand cars per hour can use the intersection as designed. Signals will slow traffic and cause

delays during high peak demand. Mayor Masayko explained his support for the roundabout. Public concerns discussed with him included the cost and traffic speeds. He urged staff to analyze the entrance speeds and change the signage as necessary. He also exhorted staff to do a better job at estimating projects. Supervisor Plank explained the RTC discussion on this matter. The roundabout will provide a service level of A at all times as compared to the E a signal would provide during peak periods. His telephone discussions with the public were limned. Supervisor Bennett concurred with his comments and pointed out that the roundabout enhancements were a result of public input. The investment should be done correctly so it could be a source of pride for the community in the future. Mr. Flansberg described the pedestrian crossing areas which removed the pedestrians from the circle and allowed the drivers to concentrate solely on the vehicular movements. Supervisor Bennett echoed the Mayor's signage concerns and urged staff to provide early warning signs until the public is educated on the procedure. Supervisor Williamson supported the new design.

Public comments were solicited. (1-2025) Ed Neidert described his experience with the roundabout. It is too expensive, unsafe, and needed more public input before implementation. If it is such a good idea and so safe it should be used in other areas of the community, i.e., Little Lane and Roop. Statistical differences between the NDOT and Sheriff's accident reports were noted. He suggested that the accident ratio was higher but expressed a willingness to accept the figures as provided. Inadequate public input was provided. The trial was too short before the decision was made to install the permanent roundabout. The statements that Edmonds would not have to be widened will not holdup when the northern portion of the freeway is constructed. He questioned the number of accidents required to force the Board to change its mind. He refused to use the roundabout to leave/return to his home. This forces him to take a longer route when leaving his area. He planned to file a class action lawsuit if and when he or his family are involved in an accident in the roundabout.

(1-2235) Jake Lefluer supported the roundabout. He felt it was unfortunate that the original design was not adequate. He suggested that the State add roundabouts to its training concepts. His personal involvement with roundabouts in Europe was explained. Use of roundabouts with the freeway interchanges at Arrowhead were noted to illustrate the traffic device's acceptance and future usage. Signage is needed to help educate the public in its use. (Supervisor Livermore arrived during his comments - approximately 10:40 a.m. The entire Board was present constituting a quorum.)

Supervisor Livermore urged the Board to delay consideration of the contract and to allow additional public comments on the roundabout. Public contact urged him to make this request due to the public perception that it is an unsafe and inadequate structure. He urged the Board to delay the project another 60 days to allow the residents in the River Knolls and Eagle Valley Subdivisions time to voice their concerns.

Additional public comments were solicited but none given. Supervisor Plank explained the RTC meeting schedule and RTC hearings on the roundabout. A roundabout had been considered at Roop and Little Lane, however, the right-of-way is inadequate for one. The accidents were felt to be a result of discourteous drivers. Accidents in a roundabout are less severe and injurious than at a signal or stop sign. His and his wife's personal use of the roundabout was delineated. She supported the roundabout and felt that its major problem was the lack of knowledge/education on how to use it. The new design should work better as it will eliminate the advantage currently given to the north/south bound traffic. His contact with residents who frequently use the facility was limned. They supported it.

Mr. Flansberg explained the hearings and workshops conducted by RTC and NDOT on the roundabout. He agreed that the City had not conducted a full blown public hearing on it since last fall.

Supervisor Bennett explained an angry telephone call she had received. By the end of the conversation, however, the individual was no longer so adamantly opposed to it. Her family and her personal use of the roundabout was described. Public support for the facility had been provided during the various hearings. She felt that a 30 day delay was more reasonable than the requested 60 days. Mr. Flansberg explained that the contract must be issued by June 25th or the project will have to be rebid. A 30 day delay in drafting the contract and giving it to the contractor is normal. The impact a lengthy delay would have on construction was noted including a change in the

contractor meeting dates. The contract construction period is 45 days.

Mr. Berkich then noted his discussion with Supervisor Livermore. He suggested that the contract be reagendaized for the June 5th Board meeting and that RTC conduct the public hearing. Mayor Masayko concurred. Supervisor Plank explained his desire to conduct the meeting at the Eagle Valley Middle School, if at all possible, and to have the project completed during the school break. The new design is much safer than the present configuration. If nothing is done, that design will remain for several months. Public comments at a meeting on the roundabout were highlighted to illustrate the public input which had been provided and included in the new design. Stacking does not occur whereas a signal will stack the cars during red lights. Accidents and near accidents occur at all intersections in the community as indicated by accidents at Clearview and 395 and Winnie and 395.

Mayor Masayko felt that the structure would never make everyone happy. New and improved approaches suffer the same lack of acceptance. Without such undertakings there would be hundreds of buggy whip factories in the City today. He questioned whether it would work, defer major road improvements, and is safer. Unless it is tried, its true value would never be determined.

Supervisor Plank felt that adequate input had been provided. A signal would bring out frustrated drivers demanding the roundabout be installed. They will have tasted the improved service level provided by the roundabout. Supervisor Bennett expressed her willingness to delay the project for 30 days to allow additional input on the design, however, the Board should conduct the hearing. Otherwise, the concept should be abandoned. The concept had been discussed adequately by the public and media as indicated by the lack of a large contingency supporting or rejecting it. She was, however, willing to grant another Supervisor's request to have an additional meeting even though she personally did not believe that any changes would occur.

Mr. Flansberg indicated that during construction temporary four-way stop signs will be installed for the construction workers safety. Discussion between Supervisor Plank and Mr. Flansberg indicated that RTC should hold a special meeting on the design.

Supervisor Livermore explained his desire to keep the public involved in the process and allow the additional input they felt they had been promised. His concerns about the traffic volume once the northern leg of the freeway is constructed were noted. He agreed that new ideas are not embraced by everyone. The opponents should have every opportunity to respond and learn about the program. He then requested that the public meeting be conducted before the next Board meeting. The meeting should be an informal, informational period. He questioned whether there would be traffic signals telling the children when to cross the roundabout and how will they be educated on its use. The questions of safety and costs could be substantiated, however, if the concept is to "push more cars through" then additional Board discussion should occur.

Supervisor Plank asked Mr. Flansberg to schedule a public workshop before the next Board meeting that would be conducted by staff similar to the meeting conducted on Ormsby Boulevard. Mr. Flansberg agreed.

Supervisor Plank moved that staff put together a public information and input meeting at, hopefully, the Community Center so that the input and staff assessment of the input from the public can be prepared in time for the June 1st meeting of the Board of Supervisors. Supervisor Bennett seconded the motion and indicated that the contract should be agendaized for June 1 when she would be prepared to make a decision on it. Mayor Masayko indicated that the motion would defer action on the contract until June 1. RTC will conduct the public information meeting and bring the results to the Board on June 1. A decision will be made by the Board on June 1. The motion was voted and carried 5-0. Supervisor Livermore thanked the Board for listening and left the meeting-- 11:28 a.m. (A quorum was still present.)

9. ENVIRONMENTAL HEALTH DEPARTMENT - Health Director Daren Winkelman - INFORMATIONAL REPORT ON ACTION PLAN REGARDING SEPTIC SYSTEMS IN CARSON CITY (1-3138) - Deputy Health Director Ken Arnold - A map delineating the watershed protection areas and

highlighting the groundwater table contamination areas of concern were distributed to the Board and Clerk. (A copy is in the file.) Septic systems will not be totally prohibited from the community, however, their installation and use will be monitored to be sure they are done correctly. Comments emphasized that the contamination concerns were not restricted to specified areas but covered the entire valley. Meetings will be held with Community Development, the Builders Association of Western Nevada, Subconservancy District, Chamber of Commerce, Carson River Advisory Committee, etc. Public input is needed to make the program workable. The importance of protecting the groundwater table was stressed. Supervisor Bennett expressed her support for the program and urged staff to extend the sewerline into the hot spot in the southeast portion of the City. (Supervisor Bennett left the meeting at 11:35 a.m. A quorum of the Board was still present.) Mayor Masayko supported the program and pointed out the limited resources available to perform this task. It will require phasing and addressing the hot spots in a cost effective manner. The program should also include cost effective benefits/incentives which will assist the homeowners in making the decision to support the program. Mr. Winkelman indicated that this program may indicate that Pinion Hills may never connect to the sewer system. Staff will then have to analyze the best solution for the Pinion Hills area. Criteria used to develop the program will include the soil conditions which will determine the type of engineered system to be used in an area. The data should be compiled by July 15. The public meetings will then be conducted and a report made to the Board. Homeowners associations wishing to participate were encouraged to contact the Environmental Health Department. Public notices will be posted. The hearings will be conducted in June. Board comments stressed the importance of including the public in the process before the Board receives the final product. Nevada State Water Planning Environmental Protection Division Representative Nevin Cain's assistance was recognized. Public comments were requested but none provided. No formal action was required or taken.

10. CARSON CITY COMMUNITY TRANSPORTATION - STATUS REPORT ON TRANSIT OPERATIONS (2-0044) - General Manager Marc Reynolds, Public Transit Advisory Committee Vice Chairperson Mary Winkler, Finance Director Heath, NDOT Representative Sandy Stanio - Mr. Reynolds gave a slide presentation illustrating the status of the program. (A copy is in the file.) Discussion noted the increased ridership created by the Schools to Careers Program. NDOT is considering leasing two vehicles rather than purchasing a vehicle. NDOT will not guarantee renewal of the lease next year. Paratransit is willing to pickup the leases if necessary. The lease program is being studied at this time. Grant searches are being undertaken in an attempt to reduce the City's costs. Ms. Winkler felt that the unmet ride requests were less than previously experienced. Efforts are being made to determine whether the individuals gave up attempting to obtain a ride or if the need has been fulfilled. The survey and its success were noted. Issues studied by the Committee were delineated. Mayor Masayko supported the efforts to obtain public input by solicitation if no response is provided by the survey. Discussion compared last year's unmet needs with this year's. Concerns were stressed that the individuals may have stopped attempting to obtain rides. Mr. Heath reviewed his financial data. (A copy is in the file.) The operation is over its budget by \$3900. It costs approximately \$8 a person to provide the service. Maintenance costs are rising due to the age of the fleet. Mr. Heath recommended using the Jacobson Bill funds to enhance the fleet and reduce the maintenance costs. Ms. Stanio indicated that the 5311 and Senator Jacobson's funds could be used for leasing vehicles. Rehab's interlocal agreement provides \$400,000 for vehicle acquisition. These funds must be spent by June 30. The vehicles cannot be new but could be previously owned. Supervisor Plank explained his discussion with Mr. Reynolds concerning the use of natural gas as a fuel source. This fuel purportedly reduces the wear and tear on engines and fuel costs. Discussion delineated the financial report and the Rendezvous shuttle service plans. No formal action was taken or required.

11. FIRE DEPARTMENT - EMS Battalion Chief Vince Pirozzi - ACTION TO APPROVE THE INTERLOCAL CONTRACT BETWEEN CARSON CITY AND THE STOREY COUNTY FIRE PROTECTION DISTRICT WHICH EXPANDS THE MEMBERSHIP PRIVILEGES OF AMBULANCE SUBSCRIPTION MEMBERS (2-0518) - Board comments emphasized the need to be sure that the program is cost effective. The rates may need to be adjusted next year. Open registration is from May 1 to June 30. Marketing efforts are to include CATF, television, and newspapers. Membership is \$50 per year per family. Renewal notices were sent to members last week. Supervisor Plank moved to approve the Interlocal Contract between Carson City and the Storey County Fire Protection District which expands the membership privileges of

ambulance subscription members; fiscal impact is unknown. Supervisor Williamson seconded the motion. Motion carried 3-0. Storey County had signed the agreement previously.

BREAK: A lunch recess was declared at 12:20 p.m. A quorum of the Board was present when Mayor Masayko reconvened the meeting at 1:40 p.m. Supervisor Livermore was absent as previously indicated.

12. REDEVELOPMENT AUTHORITY (2-0595) - Mayor Masayko then recessed the Board of Supervisors session and passed the gavel to Chairperson Williamson who convened the Redevelopment Authority. For Minutes of the Redevelopment Authority, see its folder. Following adjournment of the Redevelopment Authority, Chairperson Williamson returned the gavel to Mayor Masayko who reconvened the Board of Supervisors session. A quorum was present although Supervisor Livermore was absent as indicated.

13. DISTRICT ATTORNEY - ACTION TO APPROVE A SETTLEMENT AGREEMENT BETWEEN CARSON CITY, A CONSOLIDATED MUNICIPALITY AND POLITICAL SUBDIVISION OF THE STATE OF NEVADA, AND THE CARSON CITY REDEVELOPMENT AUTHORITY, A POLITICAL SUBDIVISION OF THE STATE OF NEVADA, AND EUGENE J. LEPIRE, SR., AND JUDY L. LEPIRE, DOING BUSINESS AS COMSTOCK COUNTRY R. V. RESORT, SETTLING THE APPEAL BEFORE THE BOARD OF SUPERVISORS REGARDING THE CARSON CITY PLANNING COMMISSION'S DECISION TO APPROVE SPECIAL USE PERMIT U-99/00-26, A SPECIAL USE PERMIT ALLOWING COSTCO TO BUILD A FACILITY OVER 50,000 SQUARE FEET AT 700 OLD CLEAR CREEK ROAD (2-1045) - Deferred.

14. REDEVELOPMENT DIRECTOR - Rob Joiner - ORDINANCE - FIRST READING - ACTION ON RD-99/00-4 - AN ORDINANCE AMENDING ORDINANCE NO. 1986-10 AS AMENDED BY ORDINANCE 2000-9 WHICH ADOPTED CARSON CITY'S REDEVELOPMENT PLAN BY EXTENDING THE DURATION OF THE REDEVELOPMENT PLAN TO A MAXIMUM OF 45 YEARS PURSUANT TO NRS 279.438 (2-1068) - The introduction of this item occurred while the Board was convened as the Redevelopment Authority. Meetings with the School District regarding the financial impact had occurred. It was felt that the School District lost approximately one percent of the taxes generated within the District. This amount may be covered by the State allocation process. Supervisor Williamson explained a memorandum from School District Trustee John McKenna indicating that the loss of revenue impacted the School District's bonding capability. Supervisor Williamson pointed out that the School District had not reached its maximum bonding capacity, therefore, the revenue loss would not impact its bonding ability. Mayor Masayko explained his research on this question and supported the comments. He also pointed out Mr. Joiner's statement that at the end of the Redevelopment District, the School District would realize a much larger revenue source than that of a blighted area. His disagreement with this statement was noted. Supervisor Williamson explained her contact with Sparks regarding its districts. It has an agreement with the Washoe County School District to provide for school projects within the Redevelopment District or to students living within the Redevelopment District for a five year period. She expressed a willingness to consider this concept once the revenue stream is determined. A copy of Sparks' agreement had been forward to the School District. Supervisor Williamson then moved to introduce Bill 121 on first reading, AN ORDINANCE AMENDING ORDINANCE NO. 1986-10 AS AMENDED BY ORDINANCE 2000-9 WHICH ADOPTED CARSON CITY'S REDEVELOPMENT PLAN BY EXTENDING THE DURATION OF THE REDEVELOPMENT PLAN TO A MAXIMUM OF 45 YEARS PURSUANT TO NRS 279.438; no fiscal impact. Supervisor Plank seconded the motion. Motion carried 4-0.

15. COMMUNITY DEVELOPMENT DEPARTMENT - Senior Planner Juan Guzman

A. ACTION ON AB-99/00-2 - ACTION ON AB-99/00-2 - REQUEST FROM WILLIAM D. LANDRY TO ABANDON PUBLIC RIGHTS-OF-WAY OF APPROXIMATELY FIVE FEET BY 604.63 FEET (PATRICK STREET), FIVE FEET BY 269.38 FEET (VOLTAIRE STREET), AND FIVE FEET BY 604.53 FEET (WEST ROLAND STREET) ON PROPERTY ZONED RETAIL COMMERCIAL (RC), LOCATED AT 4889 VOLTAIRE STREET, APN'S 9-283-05 AND 9-283-04 (2-1238) - Chief Deputy District

Attorney Mark Forsberg, William Landry, Patrice Burke - Discussion between Mr. Guzman and the Board described the zoning, permitted uses, and height limitations. The City's Development Engineering Services staff, based on nationwide tables and standards as well as the surrounding traffic volumes, had assured Mr. Guzman that there is adequate right-of-way available to handle the retail commercial development without the portions which were involved with the abandonment request. A building permit application had not been submitted. Therefore, the applicant's intended usage is unknown. Supervisor Bennett explained her concern regarding the incremental encroachment without a full picture of the project. Without the total picture, she could not assess the total impact on the community. Mr. Guzman explained the legal constraints prohibiting a requirement that the plan/project be submitted. He acknowledged the frustrations encountered by the neighbors in their attempt to understand the project and the rumors which were being circulated. Supervisor Bennett expounded on her concerns regarding the lack of available information and her need to make responsible decisions for the benefit of her constituents. She did not feel that she had "to dance to someone's tune" when she did not feel that she had adequate information to make an informed decision regardless of the legality questions. Supervisor Plank described his personal tour of the area. The zoning is Retail Commercial. Development will occur at some time. Surrounding commercial developments were noted. The proposed abandonment reduces the street width to 55 feet which is more than the 50 feet the Board had previously created when it approved other abandonments. Mr. Forsberg opined that the Board should consider the use of the area and the impact on the public and not the project. Discussion indicated that the abandonment does not change the property rights for the retail commercial zoning district. Any project proposed by Mr. Landry should be done with the understanding that it is a concept only. Supervisor Plank noted that the Board could condition the use of the five foot area which is abandoned. If it is not conditioned, then the property owner would be able to do whatever he chooses with the area although Mr. Landry had stipulated to the Planning Commission that his use would be for landscaping only. Benefits of this use were noted. Paving currently surrounding the parcels was described. Paving, curb, gutter, and sidewalk improvements required for a project were limned.

Mayor Masayko reminded Mr.

Landry that his project should be referenced as a concept. Mr. Landry indicated he is the property owner. He gave the Board photographs of the parcels and described the surrounding area. (The photographs were returned to him at the end of the discussion.) His involvement with the parcel and City staff was highlighted, including his role in modifying the Code regarding transient housing. His original abandonment request had been modified due to a well located in the right-of-way. He felt that without the area requested for abandonment the project would lack adequate landscaping to aesthetically present his project. Discussion with staff explained the condition implementation process and the original Patrick Street abandonment request which had raised issues regarding the private well and with the surrounding neighbors. Staff could not support his original ten foot abandonment request for Voltaire. Mr. Landry then agreed to reduce both abandonment requests. In order to be consistent, Mr. Landry was asked to have Mr. Golden join his Cochise effort. The business owner on Patrick had supported the original abandonment request, however, Code requirements had made it impractical for him and he withdrew his support. The landscape materials could be conditionally mandated and in addition to the landscaping on the parcels. Mr. Landry stated his intent to make the landscaping in the abandoned areas in addition to that required on the parcels. This would more landscaping for the project than Code mandated. The location of sewer and water lines were described. They must be extended to the parcels. No discussion had occurred indicating that Mr. Landry opposed connecting to City services. Mr. Landry displayed a conceptual "picture" of his project which he handed to the Board. (After the motion, he took the drawing back.)

Public comments were solicited. (2-2074) Ms. Burke explained the location of the parcel which she owns with her parents and their involvement with Mr. Landry since 1999. Concerns were noted with Mr. Landry's ability to perform as promised based on this history. She supported restricting the five foot area of abandonment to landscaping. Mayor Masayko explained that the Board is limited in the type of information it could consider. She was at liberty to enter any information she wished with this understanding. The project could be constructed without the abandonments if Code requirements are fulfilled. She acknowledged the restrictions and emphasized the request that the abandoned area be used only for extra landscaping. Additional comments were solicited but none given.

Discussion between the Board and Mr. Guzman indicated that the drainage issues will be addressed when the building permit is requested. The curb and gutter requirements will help control this flow. The drainage requirements could be expensive to implement on Voltaire. Supervisor Bennett asked staff to reconsider the ordinances as the nature and size of the project will have a big impact on the neighborhood. Her concern about the lack of public input on the project was stressed. Without this public input she could not support the project. Supervisor Plank felt that a detention basin may be required as part of the project to which Mr. Guzman agreed. Supervisor Plank noted the Code requirements which protect down stream users. With the comment that the abandonments will give us conditions to make it better for the neighbors, Supervisor Plank moved that the Board of Supervisors approve AB-99/00-2, a request from William D. Landry to abandon public rights-of-way of approximately five feet by 604.63 feet on Patrick Street, five feet by 269.38 feet on Voltaire Street, and five feet by 604.53 feet on West Roland Street for additional landscaping beyond that which is required by City Code on property zoned Retail Commercial located at 4889 Voltaire Street, Assessor's Parcel Numbers 9-283-05 and 9-283-04; with no fiscal impact. Supervisor Williamson seconded the motion. Mayor Masayko asked staff and Mr. Landry if they understood the condition which had been placed on the property--that the five foot areas will be used for landscaping which should not be native vegetation and that the character of the foliage growing there will be changed. Mr. Landry must also comply with the Code requirements on the parcel as well. A break will not be provided for the landscaping in the five foot area. Supervisor Plank amended the motion to indicate "aesthetically pleasing irrigated landscaping". Supervisor Williamson concurred. Mayor Masayko indicated that the amendment was for irrigated landscaping. Supervisor Plank noted Mr. Landry's earlier discussion regarding drip irrigation. He felt that it was an indication of Mr. Landry's acceptance of the condition. Mayor Masayko felt that the condition would give the neighbors more dense landscaping and a buffer. Additional comments were requested but not given. The motion to approve the abandonment as conditioned was voted and carried 3-1-1 with Supervisor Bennett voting Naye and Supervisor Livermore absent.

B. ACTION REGARDING A GRANT OF EASEMENT FOR AN EASEMENT AT THE JUVENILE JUSTICE CENTER LOCATED AT 1545 EAST FIFTH STREET, APN 4-021-10, FOR NEVADA BELL AND AUTHORIZATION FOR THE MAYOR AND THE CLERK-RECORDER TO SIGN THE GRANT OF EASEMENT DOCUMENT (2-2420) - Community Development Director Walter Sullivan - Discussion noted the sale price and that the cabinet would not pose a hazard to vehicular traffic. Supervisor Williamson moved that the Board of Supervisors approve a Grant of Easement for an easement at the Juvenile Justice Center located at 1545 East Fifth Street, Assessor's Parcel Number 4-021-10, for Nevada Bell and authorize the Mayor and Clerk-Recorder to sign the Grant of Easement document; the Grant of Easement is approved with the one time offer of \$2,500 for the easement from Nevada Bell; fiscal impact is a one time offer of \$2500 and all the decorative red rock and two large landscape boulders you can carry. Mayor Masayko added "in a dump loader". Supervisor Plank seconded the motion. Motion carried 4-0.

16. DISTRICT ATTORNEY

A. ACTION TO APPROVE AN AGREEMENT BETWEEN CARSON CITY, A CONSOLIDATED MUNICIPALITY AND A POLITICAL SUBDIVISION OF THE STATE OF NEVADA, AND ALBERT REPLOGLE SETTling COMPLAINT NUMBER 68885 WHEREIN MR. REPLOGLE WAS CITED FOR FAILURE TO CONNECT TO THE MUNICIPAL SEWER SYSTEM AS REQUIRED BY SECTION 12.05.020 OF THE CARSON CITY MUNICIPAL CODE (1-0079) (2-2645) - Deferred.

B. ACTION ON APPROVAL OF TWO MINOR CHANGES TO THE COLLECTIVE BARGAINING AGREEMENT BETWEEN CARSON CITY AND THE CARSON CITY FIREFIGHTERS' ASSOCIATION, LOCAL 32251 FOR THE PERIOD BEGINNING JULY 1, 1999, AND ENDING JULY 30, 2006, SPECIFICALLY CHANGING THE LANGUAGE TO ALLOW FOR THE COMPOUNDING OF INCENTIVE PAYS AND CHANGING THE DATE THE LONGEVITY PAYMENT IS MADE TO THE ASSOCIATION MEMBERS FROM DECEMBER TO THE LAST PAY PERIOD IN JULY OF EACH YEAR (2-2628) - City Manager Berkich - Mayor Masayko indicated for the record that the City has been compounding the incentives at 2-1/2 percent previously. It would not change the budgeting process for employee

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costs. Supervisor Plank moved to approve the two minor changes to the collective bargaining agreement between Carson City and the Carson City Fire Fighters Association, Local #2251, for the period beginning July 1, 1999, and ending June 30, 2006, specifically changing the language to allow for the compounding of incentive pays and changing the date the longevity payment is made to the association members from December to the last pay period in July of each year; no fiscal impact had been provided. Supervisor Williamson seconded the motion. Motion carried 4-0.

There being no other matters for consideration, Supervisor Williamson moved to adjourn. Supervisor Plank and Mayor Masayko seconded the motion. Motion carried 4-0. Mayor Masayko adjourned the meeting at 3:30 p.m.

The Minutes of the May 15, 2000, Carson City Board of Supervisors meeting

ARE SO APPROVED ON ___September_7___,

2000.

_____/s/_____

Ray Masayko, Mayor

ATTEST:

_____/s/_____
Alan Glover, Clerk-Recorder