

# CARSON CITY BOARD OF SUPERVISORS

## Minutes of the August 18, 2011 Meeting

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A regular meeting of the Carson City Board of Supervisors was scheduled for 8:30 a.m. on Thursday, August 18, 2011 in the Community Center Sierra Room, 851 East William Street, Carson City, Nevada.

**PRESENT:** Mayor Robert Crowell  
Supervisor Karen Abowd, Ward 1  
Supervisor Shelly Aldean, Ward 2  
Supervisor John McKenna, Ward 3  
Supervisor Molly Walt, Ward 4

**STAFF:** Larry Werner, City Manager  
Alan Glover, Clerk - Recorder  
Neil Rombardo, District Attorney  
Kathleen King, Deputy Clerk / Recording Secretary

**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.

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

(8:30:12) - Mayor Crowell called the meeting to order at 8:30 a.m. Mr. Glover called the roll; a quorum was present. At Mayor Crowell's request, a moment of silence was observed in honor of Don Weir, Sr. Mayor Crowell read a thought of the day into the record, as follows: "Before you criticize someone, you should walk a mile in their shoes. That way, when you criticize them, you're a mile away from them and you have their shoes." At Mayor Crowell's request, Terri McNutt led the pledge of allegiance.

### **5. PUBLIC COMMENTS AND DISCUSSION (8:32:28)**

- Carson City Hotels, LLC CEO Jaswinder Singh Dhama distributed copies of a written statement to the Board members and the Clerk. He noted the presence of representatives from "all major hotels ... from the tourism community," and read the first portion of the statement into the record. (8:36:57) Linda Barnett, representing The Hampton Inn, read the last portion of the statement into the record. At Mayor Crowell's request, Ms. Barnett listed the following lodging properties representing the written statement, as follows: The Gold Dust West, the Courtyard Marriot, the City Center Hotel, the Holiday Inn, and the Hampton Inn. She advised of having spoken to "most of the other hotels in town who agree with it." Mr. Dhama advised that representatives of the Quality and Best Value Inns planned to be in attendance, "but they are with us on this letter." Ms. Barnett advised that the Super 8 Motel, the Mill House Motel, and the Comstock RV Park had also expressed support for the statement.

Mayor Crowell entertained additional public comment. (8:40:50) Carol Howell reviewed her previous testimony relative to franchise fee increases, and provided background information on research she had conducted into City salaries. She advised that the figures she originally researched and presented were "not incorrect even though the meeting indicated that they were, the press immediately reported that the figures were incorrect without even taking the time to do the research themselves. The information ... gathered was, in fact, given to Transparent Nevada by our City so I was using the figures that they were using." Ms. Howell expressed anger over the Board's indication, at "about this time last year ... that this City was not in trouble; that we had a balanced budget, no problem; we had reserves and were in good shape." She referred to testimony at the last Board meeting regarding "the lack of funds and ... having even a cash flow

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problem ...” She criticized the Board relative to her opinion that they have not taken “other steps to address the economy.” She reiterated opposition to the proposed City Center project. She acknowledged the “100 jobs eliminated ... over the last five years, but you continue to give pay raises to the top unclassified employees ..., instead of doing as other cities have done and freezing salaries, renegotiating contracts.” She expressed disappointment “in our government at a federal level and at a city level and, of course, at a state level because of the people we put in office that are supposed to be looking after the interests of the average citizen. Instead, you’re giving pay raises the way you gave them in 2009 and affecting 2010 and 2011 payroll without even looking at that.” She suggested giving consideration to “eliminating costs instead of increasing the costs on the 30 percent of the seniors that have not gotten a pay raise, the 12.5 percent of people that are unemployed. So you continue to raise those rates instead of looking at ways of cutting spending and ... it’s time that that happens.” Mayor Crowell entertained additional public comment; however, none was forthcoming.

**6. POSSIBLE ACTION ON APPROVAL OF MINUTES - May 27, 2011 and July 21, 2011** (8:46:59) - Supervisor Aldean reviewed corrections to the May 27<sup>th</sup> meeting minutes, and moved to approve the May 27<sup>th</sup> minutes, as amended, and the July 21<sup>st</sup> minutes, as presented. Supervisor Abowd seconded the motion. Motion carried 4-0-1 relative to the May 27<sup>th</sup> minutes, Supervisor Walt abstaining; and 3-0-2 relative to the July 21<sup>st</sup> minutes, Supervisor Walt and Mayor Crowell abstaining.

**7. POSSIBLE ACTION ON ADOPTION OF AGENDA** (8:48:39) - Mayor Crowell entertained modifications to the agenda and, when none were forthcoming, deemed the agenda adopted.

**8. CONSENT AGENDA** (8:48:51) - Mayor Crowell entertained requests to hear items separate from the consent agenda. When none were forthcoming, he entertained a motion to adopt the consent agenda, as published. **Supervisor Aldean moved to adopt the consent agenda, consisting of one item from the Assessor’s Office; one item from Parks and Rec; two items from Purchasing and Contracts, item 8-3(A) is Resolution No. 2011-R-30, item 8-3(B) is Resolution No. 2011-R-31; one item from Public Works; one item from Finance; two items from the City Manager’s Office with congratulations to Don Smit on his appointment to the Historic Resources Commission; and one item from the Treasurer’s Office. The motion was seconded and carried 5-0.** Mayor Crowell congratulated Mr. Smit.

**8-1. ASSESSOR - POSSIBLE ACTION TO APPROVE THE REMOVAL OF THE TAXES FROM THE 2011 / 2012 REAL PROPERTY TAX ROLL FROM ASSESSORS PARCEL NUMBER 008-185-03 (3033 THURMAN CIRCLE), PURSUANT TO NRS 361.091, IN THE AMOUNT OF \$163.14**

**8-2. PARKS AND RECREATION DEPARTMENT, OPEN SPACE PROGRAM - POSSIBLE ACTION TO AUTHORIZE THE PARKS AND RECREATION DIRECTOR AND THE OPEN SPACE MANAGER TO EXECUTE A GRANT OBTAINED FROM THE SOUTHERN NEVADA PUBLIC LANDS MANAGEMENT ACT - PARKS, TRAILS, AND NATURAL AREAS, TO ASSIST WITH THE FEE TITLE ACQUISITION OF THE BENTLY PROPERTY LOCATED AT THE CARSON RIVER CANYON, APNs 10-011-24 AND 10-011-25**

**8-3. PURCHASING AND CONTRACTS**

**8-3(A) POSSIBLE ACTION TO ADOPT A RESOLUTION AUTHORIZING THE BOARD OF SUPERVISORS TO DETERMINE THAT THE NINETEEN (19) PIECES OF**

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**MISCELLANEOUS SURPLUS PROPERTY HAVE REACHED THE END OF THEIR USEFUL LIVES AND WILL BE DONATED TO ANOTHER GOVERNMENTAL ENTITY OR TO A REQUESTING NON-PROFIT ORGANIZATION CREATED FOR RELIGIOUS, CHARITABLE, OR EDUCATIONAL PURPOSES, AS SET FORTH IN NRS 372.3261 (FILE NO. 1112-089)**

**8-3(B) POSSIBLE ACTION TO ADOPT A RESOLUTION AUTHORIZING THE BOARD OF SUPERVISORS TO DETERMINE THAT THE SIXTY-FOUR (64) PIECES OF MISCELLANEOUS SURPLUS PROPERTY HAVE REACHED THE END OF THEIR USEFUL LIVES AND WILL BE DONATED TO ANOTHER GOVERNMENTAL ENTITY OR TO A REQUESTING NON-PROFIT ORGANIZATION CREATED FOR RELIGIOUS, CHARITABLE, OR EDUCATIONAL PURPOSES, AS SET FORTH IN NRS 372.3261 (FILE NO. 1112-090)**

**8-4. PUBLIC WORKS DEPARTMENT - POSSIBLE ACTION TO APPROVE AN AGREEMENT BETWEEN THE CITY AND CO-OWNERS D&SLV, LLC, A NEVADA LIMITED LIABILITY COMPANY, AND L/C HOLDINGS, LLC, A NEVADA LIMITED LIABILITY COMPANY, FOR A PROPERTY EXCHANGE WHEREBY THE CITY RECEIVES CERTAIN FEE TITLE PROPERTY AND EASEMENTS IN EXCHANGE FOR EQUAL VALUE FEE TITLE PROPERTY, FOR THE BENEFIT OF THE CARSON CITY EAST / WEST WATER TRANSMISSION MAIN PROJECT**

**8-5. FINANCE DEPARTMENT - POSSIBLE ACTION TO ACCEPT THE REPORT ON THE CONDITION OF EACH FUND IN THE TREASURY THROUGH AUGUST 9, 2011, PURSUANT TO NRS 251.030**

**8-6. CITY MANAGER**

**8-6(A) POSSIBLE ACTION TO RATIFY THE APPROVAL OF BILLS AND OTHER REQUESTS FOR PAYMENTS BY THE CITY MANAGER FOR THE PERIOD OF JULY 13, 2011 THROUGH AUGUST 9, 2011**

**8-6(B) POSSIBLE ACTION TO APPOINT DONALD SMIT TO THE HISTORIC RESOURCES COMMISSION TO FILL THE BUILDING CONSTRUCTION PROFESSIONAL POSITION FOR A TWO-YEAR TERM, ENDING JULY 2013**

**8-7. TREASURER - POSSIBLE ACTION TO CORRECT THE TREASURER'S \$151.95 OVERCHARGE ON 2011 - 2012 REAL PROPERTY TAX ROLL REGARDING APN 008-861-29**

**ORDINANCES, RESOLUTIONS, AND OTHER ITEMS**

**9. ANY ITEM(S) PULLED FROM THE CONSENT AGENDA WILL BE HEARD AT THIS TIME (8:49:59) - None.**

**10. PURCHASING AND CONTRACTS - POSSIBLE ACTION TO DETERMINE THAT V&C CONSTRUCTION, INC. IS THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, PURSUANT TO NRS CHAPTER 338, AND TO AWARD CONTRACT NO. 1112-046, CARSON CITY WATERFALL FIRE WATERSHED IMPROVEMENTS - PHASE 3, TO V&C CONSTRUCTION, INC. FOR A BID AMOUNT OF \$345,300.00, PLUS A CONTINGENCY**

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**AMOUNT NOT TO EXCEED \$17,265.00, TO BE FUNDED FROM THE NRCS 68-9327-10-13 GRANT FUND ACCOUNT, AS PROVIDED IN FY 2011 / 2012 (8:50:03)** - Mayor Crowell introduced this item, and Purchasing and Contracts Manager Kim Belt reviewed the agenda materials. In response to a question, Storm Water Engineer Robb Fellows discussed the funding mechanism for the project. Mr. Werner responded to questions of clarification regarding the recommended action, and Mr. Fellows provided additional clarification regarding the existing funding and the anticipated change order. Supervisor Aldean expressed a preference for the change order to be agendized for the next Board of Supervisors meeting. Mr. Fellows responded to questions regarding project details.

Mayor Crowell entertained public comment; however, none was forthcoming. Mr. Fellows responded to questions regarding the time table associated with the current bid. Mr. Werner provided additional clarification, and assured the Board members that staff “will not give a notice to proceed for this contract that exceeds the amount of the grant. And, at that point, they can’t begin work or do any expenses until we actually issue a notice to proceed. That wouldn’t happen until we get this resolved and, if it doesn’t get resolved, we will not issue a notice to proceed and terminate the contract.”

Mayor Crowell called again for public comment and, when none was forthcoming, entertained a motion. **Supervisor Aldean moved to determine that V & C Construction, Inc. is the lowest responsive and responsible bidder, pursuant to NRS Chapter 338, and to award Contract No. 1112-046, Carson City Waterfall Fire Watershed Improvements - Phase 3, to V & C Construction, Inc. for a bid amount of \$345,300.00, plus a contingency amount not to exceed \$17,265.00, to be funded from the NRCS 68-9327-10-13 grant fund account, as provided for in FY 2011 / 2012; a change order will be submitted to the Board in two weeks to align the amount of the contract with the amount of grant funding. Supervisor Walt seconded the motion. Motion carried 5-0.**

**11. PUBLIC WORKS DEPARTMENT, PLANNING AND ZONING DIVISION - POSSIBLE ACTION TO APPROVE AN ABANDONMENT OF PUBLIC RIGHT-OF-WAY APPLICATION FROM TRI-STATE SURVEYING (PROPERTY OWNERS: ROBERT MORRIS AND KAY ELLEN ARMSTRONG, AND NANCY AND KURT GRANGE) TO ABANDON THE RIGHT-OF-WAY, ON PROPERTY LOCATED ADJACENT TO 1712 KARIN DRIVE TO THE WEST, 1946 HAMILTON AVENUE TO THE NORTH, AND AN UNADDRESSED PARCEL TO THE EAST, APNs 002-371-01, 002-523-09, AND 002-374-01, AND AUTHORIZE THE MAYOR TO SIGN THE ORDER OF ABANDONMENT (AB-11-043) (8:56:02)** - Mayor Crowell introduced this item, and Planning Division Director Lee Plemel reviewed the agenda materials. (8:58:22) Robert Morris thanked Planning Division staff for their assistance, and expressed the opinion that the public will not be materially injured by the proposed abandonment. He expressed agreement with the ten conditions of approval outlined in the Planning Division staff report, and requested the Board’s approval of the Order of Abandonment.

Mayor Crowell entertained public comment and, when none was forthcoming, a motion. **Supervisor Abowd moved to approve an Abandonment of Public Right-of-Way application from Tri-State Surveying, property owner Robert Morris and Kay Ellen Armstrong, and Nancy and Kurt Grange, to abandon the right-of-way, on property located adjacent to 1712 Karin Drive to the west, 1946 Hamilton Avenue to the north, and an unaddressed parcel to the east, APNs 002-371-01, 002-523-09, and 002-374-01, and authorize the Mayor to sign the Order of Abandonment. Supervisor Walt seconded the motion. Motion carried 5-0.**

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**12. PARKS AND RECREATION DEPARTMENT - POSSIBLE ACTION TO APPROVE AN UPDATED SITE DEVELOPMENT PLAN FOR CARSON RIVER PARK (9:00:20)** - Mayor Crowell introduced this item, and Park Planner Vern Krahn reviewed the agenda materials in conjunction with displayed slides. In response to a question regarding maintenance funding, Mr. Krahn advised of having worked closely with Parks and Recreation Operations Director Scott Fahrenbruch to develop the site plan. "We don't see that these improvements are going to increase that [maintenance requirement] with any significance ... The landscape islands that are in the middle of the parking lot already have to be weeded and cared for ... We're hoping that by doing some revegetation treatments down there, we'll be able to minimize a lot of the dust blowing around. That's part of the reason the Subconservancy is involved. We've got some non-point source pollution issues ... and the improvements that we're looking at, with sidewalks and with the picnic shelter, they go down there and pick up trash anyway. ... Scott [Fahrenbruch] and [Parks and Recreation Department Director] Roger [Moellendorf] have not seen this as a significant impact to staff since we're there already."

In response to a question, Mr. Krahn provided background information on the "number of different planning processes" to which the development plan has been submitted. "The Silver Saddle Friends have not been specifically approached in this particular venue with this plan, but we have had conversations with them. This is something ... BLM has approved before we've ended up getting this far in the process." Mr. Krahn acknowledged that Open Space Program staff have been working with Friends of Silver Saddle Ranch representatives on the Silver Saddle Ranch management plan. He anticipates no objection following the Board's approval. He further acknowledged that the subject development plan is "the continuation of an existing plan approved in 1998; ... just the final phase of a multi-phase project." He referred to the site development plan included in the agenda materials, and provided additional clarification relative to the proposed improvements.

Mayor Crowell entertained public comments and, when none were forthcoming, a motion. **Supervisor Walt moved to approve an updated site development plan for Carson River Park. Supervisor Abowd seconded the motion. Motion carried 5-0.**

**13. FINANCE DEPARTMENT - POSSIBLE ACTION TO ADOPT A RESOLUTION OF INTENT, PROPOSING THE ISSUANCE AND AUTHORIZING THE PUBLICATION OF NOTICES RELATING TO GENERAL OBLIGATION (LIMITED TAX) BONDS (ADDITIONALLY SECURED BY PLEDGED REVENUES) FOR THE PURPOSE OF FINANCING WATER PROJECTS AND SEWER PROJECTS FOR THE CITY; PROVIDING THE MANNER, FORM, AND CONTENTS OF THE NOTICES; AUTHORIZING THE CITY MANAGER OR CITY FINANCE DEPARTMENT DIRECTOR TO ARRANGE FOR THE SALE OF THE BONDS; PROVIDING OTHER MATTERS PROPERLY RELATED THERETO; AND PROVIDING THE EFFECTIVE DATE HEREOF (9:07:44)** - Mayor Crowell introduced this item, and Finance Department Director Nick Providenti reviewed the agenda materials. In response to a question, Public Works Department Director Andy Burnham reviewed the water and sewer projects to which the bond funding will be allocated. He acknowledged that the bond funding will be entirely allocated to capital improvements and not used for operations. In response to a further question, he provided additional clarification of the project details.

Mayor Crowell entertained public comment and, when none was forthcoming, a motion. **Supervisor Abowd moved to adopt Resolution No. 2011-R-32, a resolution of intent proposing the issuance of,**

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and authorizing the publication of notices relating to, general obligation (limited tax) bonds (additionally secured by pledged revenues) for the purpose of financing water projects and sewer projects for the City; providing the manner, form, and contents of the notices; authorizing the City Manager or City Finance Director to arrange for the sale of the bonds; providing other matters properly related thereto; and providing the effective date hereof. Supervisor McKenna seconded the motion. Motion carried 5-0. Mayor Crowell thanked Bond Counsel Jennifer Stern for her attendance.

**14. PUBLIC WORKS DEPARTMENT - POSSIBLE ACTION TO INTRODUCE, ON FIRST READING, AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE, TITLE 12, WATER, SEWERAGE, AND DRAINAGE, BY REVISING CHAPTER 12.09, FLOOD DAMAGE PREVENTION, BY ADDING DEFINITIONS AND CLARIFYING AND MODIFYING PREVIOUS DEFINITIONS OF SECTION 12.09.020, DEFINITIONS, BY AMENDING SECTION 12.09.040, DECLARATION OF PURPOSE, BY CORRECTING MISUSED WORDS AND ADDING THE ADDITIONAL PURPOSE OF MAINTAINING QUALIFYING STANDARDS FOR PARTICIPATION IN THE NATIONAL FLOOD INSURANCE PROGRAM, AND BY CLARIFYING THE LANGUAGE OF SECTION 12.09.050, METHODS OF REDUCING FLOOD LOSSES, BY AMENDING SECTION 12.09.060, GENERAL PROVISIONS, BY ADDING THREE SUBSECTIONS: DECLARATION OF PUBLIC NUISANCE, UNLAWFUL ACTS, AND SEVERABILITY, BY AMENDING SECTION 12.09.070, ADMINISTRATION, BY CHANGING THE REQUIREMENT OF DEVELOPMENT APPROVAL TO REQUIRING A DEVELOPMENT PERMIT BEFORE CONSTRUCTION OR DEVELOPMENT BEGINS WITHIN ANY AREA OF SPECIAL FLOOD HAZARD AND BY ADDING INFORMATION WHICH SHALL BE ON THE APPLICATION FOR A DEVELOPMENT PERMIT AND BY ADDING THE REQUIREMENT OF SUBMISSION OF NEW TECHNICAL DATA TO FEMA, BY MODIFYING THE REQUIREMENTS OF SECTION 12.09.080, BY ADDING A FREEBOARD REQUIREMENT OF TWO FEET FOR LOWEST FLOOR AND NEW STANDARDS FOR RECREATIONAL VEHICLES, STANDARDS FOR CRITICAL STRUCTURES, AND PROTECTION OF FLOOD PLAIN STORAGE CAPACITY, BY AMENDING SECTION 12.09.090, VARIANCE PROCEDURES, BY CLARIFYING THE NATURE OF VARIANCES, AND BY CHANGING THE NAME OF SECTION 12.09.100 TO MAP REVISION / AMENDMENT PROCEDURES, WHICH CLARIFIES AND ADDS SUBSECTIONS CONSISTENT WITH FEMA PROCEDURES, AND OTHER MATTERS PROPERLY RELATED THERETO (9:12:47) - Mayor Crowell introduced this item, and Flood Plain Administrator Robb Fellows reviewed the agenda materials.**

In response to a question, Mr. Fellows explained FEMA criteria applicable to new construction in a flood plain and to substantial damage or improvement, defined as more than 50 percent, to an existing structure. In response to a further question, he reviewed the standards relative to recreational vehicle parking. He explained that the requirement in the proposed ordinance is consistent with the existing Code requirements relative to recreational vehicles. Supervisor Aldean reviewed suggested revisions to various sections of the proposed ordinance included in the agenda materials, and discussion took place with regard to the same.

In response to a question, Mr. Fellows advised that the Lompa Ranch represents “the majority ... of the area zoned for development. That’s where all the water goes in the valley.” In response to further question, he reviewed the method by which increased construction costs can be factored throughout the development if accounted for “up front.” “That’s a bonus rather than being hit at some point in the process. The ordinance not only works on some of those things up front, ... it also provides for the City to change the

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map at the end. Prior to this, there was no nexus when a developer” decided to “do something in the flood plain. There was really no way ... at the end of the project, for the City to change the map and have everyone benefit with the change in flood plain. But, when you go through and you factor in the volume consideration where you have areas that they have to excavate anyway and areas that they have to fill, they just factor those areas together in the project and it offsets. ... Over the life of paying ... insurance and recovery efforts, ... the cost of doing it up front is worth it and far less than what you’re going to face after.”

In response to a further question, Mr. Fellows provided an overview of the flood plain map. “Ash Canyon, Kings Canyon, everything in between, ... everything flows to that area ... and for the water to get out, it has to go through the narrow area by Rattlesnake Mountain there. So the water actually backs up. So it’s not really moving that fast and that’s what is happening and that’s why it’s shown to be in the flood plain.” Mr. Fellows referenced the 1997 flood, noting the approximate two feet of water that collected on Saliman Road. In response to a further question, he advised that the flood plain map “is certainly the low point in the valley. In the past, when they did the hydrology, back in the late 1970s / early 1980s, the City at that time felt that the maps had some inaccuracies mainly in the amount of flow that’s going down into that area. We still believe that the flows are still too high and we’ve been working with FEMA to reduce the flows ten to twenty percent and we’re going through some remapping efforts to get that more accurate. FEMA maps are cut into panels and so we’re working panel by panel. The last one to be revisited will be the area of the high school and the freeway ...” Mr. Fellows expressed the hope that the elevations will be reduced to better “fit reality.” “So although it is a flood plain, we think that the elevations will be lower than what the maps show currently.” In response to a further question, Mr. Fellows advised of the intent that the proposed ordinance will apply to fewer properties. “We’re getting things hopefully dialed in. Everything changes over time. ... And so, from time to time, you have to revisit these things and try to update your maps to fit the circumstances at the time. We believe with looking at the hydrology, making those corrections which we believe should be less, giving us a little bit of freeboard, a little bit of room for unanticipated things that may come up, people change things all the time without our knowledge, that will be in the best of both worlds -- reduced flood plain, a little bit of freeboard based on that, so everything will kind of balance itself out.” In response to a further question regarding improvements at the Moffat property, Mr. Fellows advised that as part of the conditional letter of map revision associated with the freeway, there are still improvements that are going to be done downstream to lower the base flood elevation, thus lowering the impact on the Lompa property.

In response to a question, Mr. Fellows advised that Public Works Department staff is in the process of drafting a letter to be sent to “everyone ... who’s in a special flood hazard or it touches their property. It talks about the dangers and all the things that they can do and information and gives them our hotline and we interact with people every day about the flood plain and what they can do and how they can help themselves and protect themselves, whether it’s through insurance or through other means.” In response to a further question, Mr. Fellows advised that the FEMA Insurance Division provides notice of increased insurance rates. “It’s all based on where the structure is relative to the base flood elevation and so as you get closer or even below that elevation, your premiums will go up. That’s just the nature of insurance.” Mr. Werner provided additional clarification of the federal guidelines and statutes relative to flood insurance premiums. Mr. Fellows explained that “people in the flood plain ... have to have an elevation certificate done ... by a surveyor, engineer, or architect and that relates where the base flood elevation is to the structure lowest floor and they use that to determine the insurance on that structure. And so if you do a variance where you’re below that, that definitely will increase your premium.” Mr. Fellows acknowledged that the City is required, as a member in good standing of the National Floodplain Insurance

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Program, to adopt the proposed ordinance. Discussion followed. In response to a question, Mr. Fellows advised of having sent e-mail correspondence to the Builders Association of Western Nevada regarding the proposed ordinance.

Mayor Crowell entertained public comment; however, none was forthcoming. In consideration of the recommended revisions, Mr. Rombardo suggested postponing action until a final draft can be submitted to the Board. Mayor Crowell thanked Mr. Rombardo, and expressed the opinion that the suggested revisions were technical in nature; that the overall intent of the proposed ordinance would not be changed. A brief discussion ensued, and Mayor Crowell entertained a motion. **Supervisor Aldean moved to introduce, on first reading, Bill No. 116, an ordinance amending Carson City Municipal Code, Title 12, Water, Sewerage, and Drainage, as amended and published, subject to the clarifying amendments on the record. Supervisor Abowd seconded the motion. Motion carried 5-0.** Mayor Crowell suggested that staff present proposed amendments to ordinances in an easier-to-read fashion, and discussion followed.

### 15. BOARD OF SUPERVISORS NON-ACTION ITEMS:

**STATUS REVIEW OF PROJECTS (9:53:35)** - Mr. Werner reported that the Knowledge and Discovery Center will be amended for the September 15<sup>th</sup> Board of Supervisors meeting to request to send the project to the Planning Commission for its mandatory review as a project for funding by sales tax. Depending upon the results of the Planning Commission meeting, first reading of the sales tax ordinance will be amended for the October 20<sup>th</sup> Board of Supervisors meeting. Second reading would be in November and implementation of the sales tax anticipated “somewhere around April 1<sup>st</sup>.” A brief discussion followed.

**INTERNAL COMMUNICATIONS AND ADMINISTRATIVE MATTERS (9:57:36)** - In reference to a recent meeting between Mr. Werner, Mr. Providenti, and a citizen, Supervisor Aldean noted the importance of the “public in general understand[ing] that the City, over ... a number of years, has been preparing for this economic downturn. The implication is that we’re not doing anything and that is erroneous. That is not right.” Supervisor Aldean suggested a short presentation from Mr. Werner and Mr. Providenti “about how we have systematically prepared for these difficult economic times ...” Supervisor Aldean expressed concern that the public in general not think that this Board or the predecessor Board or members of staff have been negligent. Mr. Werner agreed and advised of having requested Mr. Providenti to clarify the discussion between himself and the citizen “because what was presented here wasn’t quite the same information that they discussed and where it ended up. ... Again, it was somewhat taken out of context. And that’s the problem. It was left as something that we’re doing that’s not right or you get the sense that there’s some wrongdoing going on with raises and that’s absolutely not the case and Nick [Providenti] and Lori Bagwell and Carol Howell went through that yesterday and Nick laid out all the issues, the reduction in employment contract, how all this shakes out, talked about specific things and he came away with the feeling that there was understanding ... how these numbers all related and that’s different than what we heard today. So I asked Nick to prepare a memo on that meeting and we can provide it to the Board and, in the meantime, come back and do what you’re suggesting also.”

(10:10:16) In response to a question, Supervisor Abowd advised of having met with Carson City Convention and Visitors Bureau (“CCCVB”) Executive Director Candace Duncan, who informed her of the intent to provide a report to the Board of Supervisors. Supervisor Aldean suggested scheduling a joint



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meeting with the CCCVB. Following discussion, consensus of the Board was to schedule a joint meeting between the Board and the CCCVB. Mayor Crowell requested Mr. Werner to develop the agenda in cooperation with Supervisor Walt.

**CORRESPONDENCE TO THE BOARD OF SUPERVISORS - None.**

**STATUS REPORTS AND COMMENTS FROM BOARD MEMBERS (10:02:10)** - Supervisor Aldean reported on the Tahoe Summit she attended on Tuesday, August 16<sup>th</sup> at Homewood. At Mayor Crowell's request, Supervisor Aldean advised that the only person who addressed SB 271 in any detail was Governor Brian Sandoval. "It was largely ignored by Governor Brown." "Everybody right now is focused on updating the regional plan which needs to be completed by next year. ... But we need to continue to remind them that there is a piece of legislation ... and it will be up to Governor Sandoval or his successor in 2017 to determine whether or not the compact remains viable." Supervisor Aldean advised that the TRPA has created subcommittees and workgroups. She is serving on the regional plan update workgroup, "an interesting assortment of governing board members from the various ideologies to see if we can help vet a lot of the issues that are ultimately going to have to be resolved in order to update the regional plan so that when we bring those recommendations to the governing board, we can kind of streamline the approval process." She further advised of a workgroup established to consider bi-state issues, the focus of which she anticipates will be to "tactfully remind people that the legislation exists, there are mandates within that legislation that have to be met if we are to preserve the compact so that it doesn't get shoved aside until the very last minute when it's too late to act." On behalf of the Board members, Mayor Crowell thanked Supervisor Aldean for her TRPA Governing Board service.

In reference to a recent citizen complaint regarding traffic issues on South Edmonds Drive, Supervisor McKenna advised that Sheriff Furlong had increased enforcement in the area. Supervisor Aldean advised that the Regional Transportation Commission agenda'd an item in response to the citizen's concerns. "We had a good discussion of the issues. The Sheriff was there to report on his enforcement efforts which have been largely successful." Supervisor Aldean advised that Sheriff Furlong offered to place a speed trailer in the area. She further advised that the citizen was encouraged to meet with staff to discuss other possible remedies. Mayor Crowell encouraged the community to adhere to speed limits.

Supervisor Abowd commended staff on the quick and efficient response to a recent complaint regarding a burned out property. Mayor Crowell related compliments from a citizen who recently had a flat tire which a Streets Division staff person stopped to help her change.

(10:17:25) Supervisor Walt noted that school starts on Monday, August 22<sup>nd</sup>, and cautioned the citizens to drive carefully through school zones and school routes. She and Supervisor Abowd acknowledged having attended a recent School District vision process. At Mayor Crowell's request, Supervisors Walt and Abowd provided an overview of the experience.

**STAFF COMMENTS AND STATUS REPORTS (9:59:38)** - In response to a question, Mr. Werner discussed maintenance issues relative to private properties. He explained there are specific regulations which each City department can enforce according to the provisions of the Carson City Municipal Code. At the suggestion of the Fire Chief and other City staff members, a committee is in the process of being formed to meet once a month to discuss some of the private properties and "see if there's a way we can encourage the property owners to make improvements or, if there's something that we need

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to fill a gap in our own codes and regulations, we can take a look at that, but try to come up with an idea of how do we address a specific property because we're finding that our codes don't necessarily ... fit all." He requested the Board members to advise him of properties which need to be considered "from a community aesthetic standpoint." Discussion followed, and Mr. Werner requested the Board members' comments and suggestions relative to the same.

**16. PUBLIC COMMENT (10:24:10)** - Mayor Crowell entertained public comment; however, none was forthcoming.

**17. ACTION TO ADJOURN (10:24:15)** - Supervisor Aldean moved to adjourn the meeting at 10:24 a.m. The motion was seconded and carried unanimously.

The Minutes of the August 18, 2011 Carson City Board of Supervisors meeting are so approved this \_\_\_\_\_ day of October, 2011.

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ROBERT L. CROWELL, Mayor

ATTEST:

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ALAN GLOVER, Clerk - Recorder