A regular session of the Carson City Board of Supervisors was held on Thursday, November 16, 1989, at the Community Center Sierra Room, 851 East Williams Street, Carson City, Nevada, beginning at 9 a.m.

PRESENT: Marv Teixeira Mayor

> Ron Swirczek Supervisor, Ward 1 Tom Fettic Supervisor, Ward 2 Supervisor, Ward 3 Tom Tatro Supervisor, Ward 4 Kay Bennett

Acting City Manager STAFF PRESENT: Mike Rody

> Paul McGrath Sheriff Ted P. Thornton Treasurer

Charles P. Cockerill Chief Deputy District Attorney Katherine McLaughlin Recording Secretary

(B.O.S. 11/16/89 Tape 1-0001)

Mayor Teixeira called the meeting to order at 9 a.m. George Groth from the LDS Church gave the Invocation. Sheriff Paul McGrath led the Pledge of Allegiance. Roll call was taken. A quorum was present.

APPROVAL OF MINUTES - August 7 and 11, 1989, Special Sessions and August 17, 1989, Regular Session (1-0054) - Supervisor Bennett moved to approve the Minutes as presented. Supervisor Fettic seconded the motion. Motion carried 5-0.

**SPECIAL PRESENTATIONS** - None.

#### LIQUOR AND ENTERTAINMENT BOARD MATTERS (1-0059)

Mayor Teixeira recessed the Board of Supervisors session and immediately reconvened the hearing as the Liquor and Entertainment Board. The entire Board was present including Sheriff McGrath, constituting a quorum.

TREASURER - ACTION ON LIQUOR LICENSE APPLICATION FROM ARLEY LEE RICHARDSON FOR A RESTAURANT, DOING BUSINESS AS BUB'S PUB NO. 1, LOCATED 301 NORTH CARSON STREET (1-0063) - Following Treasurer Ted Thornton's introduction, Member McGrath noted the Sheriff's report. Mr. Arley Richardson responded to questions concerning his application, his proposed operation, and method of prohibiting the sale of liquor to minors. Member Fettic moved that the Board approve the Liquor License for Arley Lee Richardson, doing business as Bub's Pub No. 1, 301 North Carson Street, Carson City. Member Swirczek seconded the motion. carried 6-0.

There being no other matters for discussion as the Liquor and Entertainment Board, Chairperson Teixeira adjourned the Liquor and Entertainment Board and immediately reconvened the hearing as the Board of Supervisors. A quorum was present.

REDEVELOPMENT AUTHORITY AGENCY MATTERS - None.

PETITIONS AND COMMUNICATIONS - None.

CITIZENS COMMENTS - None.

#### RESOLUTIONS (1-0135)

- 2. TREASURER ORDINANCE SECOND READING ACTION ON BILL NO. 145 AN ORDINANCE AMENDING SECTION 4.04.105 OF THE CARSON CITY MUNICIPAL CODE PERTAINING TO THE LICENSING OF CONTRACTORS Following Mr. Thornton's introduction, Supervisor Swirczek moved to adopt on second reading Ordinance No. 1989-42, AN ORDINANCE AMENDING SECTION 4.04.105 OF THE CARSON CITY MUNICIPAL CODE (LICENSING OF CONTRACTORS) BY CHANGING FEES, CHANGING CLASSIFICATIONS, AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Fettic seconded the motion. Motion carried 5-0.
- 3. FINANCE DIRECTOR ACTION ON CHECK DISBURSEMENT REGISTER FOR THE MONTH OF OCTOBER 1989 (1-0162) Following Internal Auditor Gary Kulikowski's introduction, Supervisor Bennett moved that the Board approve the Check Disbursement Register for October 1989. Supervisor Swirczek seconded the motion. Motion carried 5-0.

#### 4. PARKS AND RECREATION DIRECTOR (1-0185)

ACTION ON 1989-90 RESIDENTIAL CONSTRUCTION TAX ALLOCATION - Parks and Recreation Director Steve Kastens explained the Commission's recommended allocations, how Carriage Square's park was developed, and responded to Board questions on the various projects. Supervisor Bennett expressed her feeling that the City needed to hire a project inspector. Mr. Kastens explained E. Don Payne's responsibility for the tennis court project.

(1-0717) Richard Waiton suggested that funds be allocated to fix the tilted juniper shrub on the east side of the Community Center and questioned the steps which would be taken to correct a stain in the new pool. Mr. Kastens did not feel that the stain would pass final inspection by the project engineer. Both Mr. Kastens and Community Center Maintenance Trademan Bob Bolderick had been to a special swimming pool maintenance school. Mr. Kastens felt that they had the expertise to oversee the operation.

Supervisor Fettic moved that the Board approve the recommendation of the Parks and Recreation Commission on the allocation of the 1989-90 Residential Construction Fund Tax: Project 1 in the amount of \$17,000, Project 2 in the amount of \$21,000, Project 4 in the amount of \$20,000, Project 6 in the amount of \$10,000, Project 7 in the amount of \$55,000; for a total of \$123,000. Supervisor Swirczek seconded the motion. Motion carried 5-0.

ACTION ON APPROVAL OF PUBLIC HIGHWAY AGREEMENT WITH STATE OF NEVADA WHEREBY STATE PURCHASES NORTHGATE PARK (1-0806) - Due to the combined nature of the following request, both items were discussed together.

ACTION ON AUTHORIZING THE MAYOR TO SIGN GRANT/BARGAIN AND SELL DEED

TRANSFERRING NORTHGATE PARK TO STATE OF NEVADA FOR FREEWAY PURPOSES - Following Mr. Kastens explanation of the requests, discussion noted that there had been no comments opposing the purchase/sale at the Commission meeting. Supervisor Swirczek moved that the Board approve the Public Highway Agreement with the State of Nevada whereby the State will purchase the Northgate Park for \$21,500. Supervisor Bennett seconded the motion. Motion carried 5-0.

Supervisor Swirczek then moved that the Board approve and authorize the Mayor to sign the Grant/Bargain and Sale Deed transferring the Northgate Park parcel to the State of Nevada for freeway purposes. Supervisor Fettic seconded the motion. Motion carried 5-0.

ACTION ON POSSIBLE FINANCIAL ASSISTANCE FOR THE 1990 JUNIOR SKI PROGRAM (1-0902) - Mr. Kastens explained the transportation bids, recommended fees, and alternatives to the recommended proposal to commit \$4500 to the ski program from the General Fund. His explanation noted that the savings which had occurred over the last three years as actual costs had been less than projected. funds had been placed into the General Fund and not returned to the participants He also noted that the administrative costs or saved for future ski programs. of the program had not been included in the cost analysis as none of the other recreational programs paid this cost. Discussion with the Board noted that the school buses had been used to provide transportation years ago and reasons for going to a private contractor. Mayor Teixeira requested the next program include discussions with the School District. Mr. Kastens noted the visual vehicle inventory, which was included in the packet, and his concerns about its ability to provide the service needed for the program. He also explained the insurance coverage requirements for this program as well as the costs for the school to provide the transportation in 1987. Supervisor Bennett felt that the Parks and Recreation Commission should have considered the proposal and made a recommendation. Discussion indicated a timing concern which may justify not taking the proposal to the Commission, however, Mr. Kastens had not felt it necessary for them to act on the proposal. Clarification indicated staff's request was for authorization to augment the budget by \$4,500 if a shortfall should occur. The fees would be increased by \$5, however, Supervisor Swirczek questioned the ability to automatically increase the fees without the Department of Taxation's approval. Mr. Kastens felt the fee increase could be justified and, therefore, was automatic. Mr. Cockerill expressed a willingness to check the legality of this position.

(1-1475) Frank Longberger, a school bus driver, expressed his feeling that a mechanic should be included on the buses when making the ski runs and his willingness to accept the Recreation salary to transport the children.

Discussion noted the public hearing when the proposal for a private contractor for transportation was first made. Supervisor Fettic felt that the Commission was well aware of the recommendation and to delay the matter any longer would eliminate the children's ability to utilize the program for a full season. Supervisor Fettic moved that the Board approve the possible financial assistance for the 1990 Junior Ski Program in an amount not to exceed \$4,500 and the Parks and Recreation Department be allowed to increase the fees in the amount of \$5.

Supervisor Tatro seconded the motion. Following discussion, Supervisor Fettic amended his motion to include that the funding source, if needed, would be the Contingency Account of the General Fund. Supervisor Tatro continued his second. Mayor Teixeira reiterated his concern that the City's full resources be utilized and that with more definitive information he would be willing to accept this program rather than using the school for transportation. Supervisor Tatro noted that this program had been used to subsidize other programs in the past and his feeling that the School District should be considered in the future. Supervisor Bennett reiterated her position that the Commission should have made a recommendation on the program.

(1-1705) Richard Waiton expressed his feeling that as the State certified the buses they should be in condition to transport the skiers.

The motion to approve the augmentation with a \$5 fee increase was voted by roll call with the following result: Ayes - Swirczek, Bennett with a statement noting her concerns as expressed earlier, Tatro, Fettic, and Mayor Teixeira. Nayes - None. Motion carried 5-0.

ACTION ON ACCEPTANCE OF RIGHT-OF-WAY GRANT, TEMPORARY USE PERMIT, AND COMMON USE AGREEMENT FOR THE SENIOR CITIZENS' CENTER (1-1760) - Following Mr. Kastens' introduction, Supervisor Swirczek moved that the Board accept and authorize the Mayor to sign the Bureau of Land Management Right-of-Way Grant No. N-51244 for a 20 foot by 158.52 foot permanent sewer line easement. Supervisor Fettic seconded the motion. Motion carried 5-0.

Supervisor Swirczek moved that the Board accept and authorize the Mayor to sign the Bureau of Land Management Temporary Use Permit No. N-51366 for a 30 foot by 158.32 temporary construction easement. Supervisor Fettic seconded the motion. Motion carried 5-0.

Supervisor Swirczek moved that the Board accept and authorize the Mayor to sign the Sierra Pacific Power Company Consent to Common Use Agreement No. 89-00202-12. Supervisor Fettic seconded the motion. Motion carried 5-0.

## 5. PURCHASING AGENT (1-1865)

ACTION ON CONTRACT 8889-116 - JUNIOR SKI PROGRAM TRANSPORTATION - Following Assistant Purchasing Agent John Iratcabal's introduction, Supervisor Tatro moved that the Board accept the Purchasing Assistant's recommendation and award this contract to Bidder No. 1, Sierra Nevada Stage Lines Inc., 2570 Tacchino Street, Reno, Nevada 89512, as the lowest responsive and responsible bidder pursuant to NRS Chapter 332, and authorize the Mayor to execute the same, with the negotiated amount of the award being \$371.05 per bus, funding source is 101-557. Supervisor Fettic seconded the motion. Motion carried 5-0.

ACTION ON CONTRACT 8889-115 - JUNIOR SKI PROGRAM (1-1910) - Following Mr. Iratcabal's introduction, Supervisor Swirczek moved that the Board accept the Purchasing Assistant's recommendation and award this contract to Bidder No. 1, Mount Rose Ski Area, as the lowest responsive and responsible bidder pursuant to

NRS Chapter 332, and authorize the Mayor to execute same, with the following daily rates: Students - \$12.00 a day; Chaperones - \$8.00 a day; Junior Instructors - \$8.00 a day; Tiny Tots - No Charge; and Instructors - No Charge. Supervisor Fettic seconded the motion. Clarification noted that if the snow is not adequate for skiing, the City would not be obligated for that day. The motion was voted and carried 5-0.

ACTION ON CONTRACT 8990-131 - REQUEST TO DECLARE VEHICLES AS SURPLUS FOR DISPOSAL (1-1970) - Following Mr. Iratcabal's introduction, clarification noted that the vehicles would be sold at auction. Supervisor Fettic moved that the Board declare the vehicles on the attached listing as surplus and authorize the Purchasing Agent to dispose of said vehicles with the understanding that the attached list is to be a part of the record and a part of Contract 8990-131. Supervisor Swirczek seconded the motion. Clarification noted that Fleet Manager Don Davis would bring the request for funding allocation to vehicle replacement back for consideration at some future date. The motion to declare the vehicles surplus and authorize the Purchasing Agent to dispose of same was voted and carried 5-0.

Mr. Davis explained how he would handle the allocation request.

ACTION ON CONTRACT 8889-77, CHANGE ORDER NO. 3 - CARSON CITY AQUATIC FACILITY (1-2054) - Following Mr. Iratcabal's introduction, Supervisor Tatro moved that the Board approve Change Order No. 3 to Contract 8889-77 for the Carson City Aquatic Facility to increase the amount by \$1,152 with a funding source of 560 Park Bond Fund. Supervisor Swirczek seconded the motion. Motion carried 5-0.

ACTION ON CONTRACT 8990-123 - ENGINEERING DESIGN SERVICES FOR GRAVES LANE EXTENSION AND EDMONDS DRIVE (1-2130) - Following Mr. Iratcabal's introduction, discussion noted that RTC was not involved at this time. Public Works Director Dan O'Brien explained a Development Agreement, Bill No. 144 which will be considered for second reading today, requiring that this work be accomplished, the funding, and the work involved in the improvements. Lumos and Associates were selected as they were working for the developer adjacent to the street improvement location. Discussion indicated the need to adopt Bill No. 144 on second reading before approving the contract. Supervisor Fettic moved that the Board approve and award Contract 8990-123 to Lumos and Associates, Inc., for Engineering design Services for Graves Lane Extension and Edmonds Drive Reconstruction, funding source 250-250, in an amount not to exceed \$73,810; and, pursuant to Chapter 332, Local Government Purchasing Act, and Carson City Resolution No. 1983-R-36, it is hereby declared that this contract is not adapted to award by competitive bidding in that it is a professional service contract. Supervisor Bennett seconded the motion. Discussion ensued concerning what would happen to this contract if Bill 144 is not adopted on second reading. Chief Deputy District Attorney Charles Cockerill and Mr. O'Brien felt that the contract would be void as the City would not participate in the cost as required in the Development Agreement. (At this point Tape 1 malfunctioned--2-0001.) Supervisor Fettic then amended his motion to include that this contract be contingent upon passage of an ordinance on second reading of Bill No. 144.

Supervisor Bennett continued her second. Motion carried 5-0.

BREAK: At 10:15 a.m. a ten minute recess was taken. When the meeting reconvened at 10:25 a.m., the entire Board was present constituting a quorum.

#### 6. COMMUNITY DEVELOPMENT DIRECTOR (2-0021)

### PLANNING COMMISSION REFERRALS - ACTION ON CONSENT MATTERS

U-89/90-7 - REQUEST BY GARY R. BORST (G AND G AUTO AND BOAT CENTER) TO ALLOW BANNERS AND PENNANTS ON PROPERTY ZONED GENERAL COMMERCIAL (GC) LOCATED AT 4455 SOUTH CARSON STREET (APN 9-163-05 AND 08) - PLANNING COMMISSION APPROVED 5-0-1

U-89/90-8 - REQUEST BY WESLEYAN CHURCH CORP. (ZIPPITY DOO DAH DAY CARE) TO ALLOW DAY CARE FACILITY ON PROPERTY ZONED SINGLE FAMILY 21000-PUD (SF21000-PUD) LOCATED AT 1505 RAILROAD DRIVE (APN 10-391-34) - PLANNING COMMISSION APPROVED 5-0-1

U-89/90-9 - REQUEST BY IMPERIAL ENTERPRISES, INC. (DOUBLE AA MOTORS) TO ALLOW BANNERS AND PENNANTS ON PROPERTY ZONED GENERAL COMMERCIAL (GC) LOCATED AT 2794 HIGHWAY 50 EAST (APN 8-161-07) - PLANNING COMMISSION APPROVED 5-0-1

V-59/90-3 - REQUEST BY ALBERT FISCHER TO VARY FROM MOBILE HOME PARK SETBACK REQUIREMENTS AT COTTONWOOD MOBILE HOME PARK LOCATED AT 233 ARROWHEAD DRIVE (APN 8-121-04) - PLANNING COMMISSION APPROVED 5-0-1 - Acting City Manager Mike Rody read the items into the record. Supervisor Fettic requested public input, however, none was made. Supervisor Fettic then moved to approve the Planning Commission Referrals - Consent Matters as read into the record by the Acting City Manager. Supervisor Tatro seconded the motion. Motion carried 5-0.

PLANNING COMMISSION REFERRALS - REVIEW AND APPEAL MATTERS - ACTION ON M-89/90-4 - REQUEST BY J. DOUGLAS AND MARIAN ADDISON TO ABANDON AN ALLEYWAY LOCATED ON BLOCK 35, LOTS 7, 9, AND 10 OF THE SEARS-THOMPSON AND SEARS DIVISION - PLANNING COMMISSION APPROVED 5-0-1 (2-0068) - Community Development Director Walt Sullivan's introduction included the Planning Commission's recommendations and findings as well as staff's recommended action. Public comment was solicited, however, none made. Supervisor Fettic moved that the Board approve M-89/90-4 to abandon an alleyway located on Block 35, Lots 7, 9, and 10 of the Sears-Thompson and Sears Division. Supervisor Bennett seconded the motion. Motion carried 5-0.

Mr. Sullivan then explained that the northern portion of the alleyway had already been built over and that it now looks like a driveway.

Discussion ensued concerning the second motion requested by Mr. Sullivan to determine whether the area should be appraised and sold or abandoned in the best interest of the public benefit. Addison's attorney David Small expressed his feeling that the alleyway had little public benefit or value as it had been built over and was, in fact, merely an easement. Staff supported his

contention. Mr. Cockerill recommended that an appraisal be made as it would determine if there is any value to the area or prove public benefit beyond a potential tax source. Discussion ensued concerning whether the area was private property with an easement or an alleyway. Supervisor Fettic then moved that the matter of the value of the land be continued and referred to staff to be brought back to the Board at the next regularly scheduled meeting. Supervisor Swirczek seconded the motion. Motion carried 5-0.

ORDINANCE - FIRST READING - ACTION ON GM-89/90-1 - AN ORDINANCE AMENDING CHAPTER 18.82 OF THE CARSON CITY MUNICIPAL CODE TO DELETE CLAUSES FOR WHICH REGULATIONS EXPIRED ON DECEMBER 31, 1989; TO CORRECT TECHNICAL ERRORS DEALING WITH TIME LINES; AND TO CHANGE THE REPORT OF THE GROWTH MANAGEMENT COMMISSION TO THE BOARD OF SUPERVISORS DUE DATE FROM THE FIRST MEETING IN JULY TO THE SECOND MEETING IN JULY (2-0365) - Mr. Sullivan explained the proposed changes and responded to Board questions concerning the procedure to have plans submitted when entitlement certificates are requested. Supervisor Tatro explained his concerns about this requirement and suggested the Ordinance be amended to eliminate this unnecessary requirement. Mr. Sullivan requested that this change be continued until he had had an opportunity to meet with the Builders' Association. Discussion indicated this would be back to the Board by January. The requirement had been an attempt to prohibit hoarding permits. Fettic then moved to introduce on first reading Bill No. 146, AN ORDINANCE AMENDING CHAPTER 18.82 OF THE CARSON CITY MUNICIPAL CODE TO DELETE CLAUSES FOR WHICH REGULATIONS EXPIRED ON DECEMBER 31, 1989; TO CORRECT TECHNICAL ERRORS DEALING WITH TIME LINES; AND TO CHANGE THE REPORT OF THE GROWTH MANAGEMENT COMMISSION TO THE BOARD OF SUPERVISORS DUE DATE FROM THE FIRST MEETING IN JULY TO THE SECOND MEETING IN JULY. Supervisor Bennett seconded the motion. Motion carried 5-0.

### 7. ACTING CITY MANAGER (2-0725)

STATUS REPORT ON CARSON CITY SENIOR CITIZEN'S CENTER - Mr. Rody explained the one change in the Board's status report during his review of it. The project should be completed on or before June 1. The advantage of having a project inspector on site was noted as being that problems could be addressed before they become major. Supervisor Bennett acknowledged the benefit of the project inspector and expressed her desire to discuss this position when several other items are being addressed in other City-wide areas. The change orders were also noted. Mr. Rody also expressed the Senior Citizen's Center Executive Director Pat Blake's invitation to the Board to tour the facility.

CARSON CITY RESPONSE TO FINAL AUDIT REPORT FOR E.D.A. FUNDED IMPROVEMENTS (2-0857) - Mr. Rody noted that the response had been given to the Board members earlier. The report had been mailed to EDA on 1/14/89. He then summarized page ten of that report which indicated that EDA had waived the penalty for exceeding the construction deadline. Therefore, the Inspector General's recommended \$395,000 penalty should be rescinded. The only other issue is over \$7,000 in "A & E" costs, which had been excessive. He felt that reasonable "A & E" costs should be allowed and this question should also disappear. The City's response was read. Supervisor Swirczek then expressed his feeling that staff and the

District Attorney's office had done a remarkable job in addressing the Inspector General's allegations, however, felt that there are real concerns about the original justification for the grant for a major truck route. He then read EDA Representative Bill Lewis' comments at the February 2, 1984, Board meeting indicating that the profile submitted on January 31, 1984, would be the grounds for funding. This profile indicated that the scope of work was to provide a major truck route for the City to serve the industrial area. This same statement was also under the profile indicating the needs of the City. A distress problem indicated the lack of industrial property with truck access. Justification of need indicated easy access to Highway 50 and U.S. 395 via a major truck route. He proceeded to read other similar statements which were made throughout the profile indicating the entire purpose of the grant was to construct a major truck route for the industrial area. For this reason he felt that this original document was of major concern. The staff's response was based on other documents rather than this first document.

District Attorney Noel Waters explained reasons for staff's using later documents to respond to the Inspector General's final and draft audits. He felt that adequate documentation had been provided to prove that legal requirements of EDA had been adequately meet. He also felt that the "I.G." had withdrawn is original comments on the pre-application profile. He felt that the technical requests submitted later made it absolutely clear what the request was for and that EDA had agreed to them. He did not feel that the "I.G." had been thorough in its auditing process and that he was more than willing to go to court to uphold his position.

As this was a status report, no action was required nor taken by the Board.

JOINT MEETING BETWEEN THE BOARD OF SUPERVISORS AND THE REGIONAL TRANSPORTATION COMMISSION - PRESENTATION BY THE NEVADA DEPARTMENT OF TRANSPORTATION ON THEIR THREE TO TEN YEAR WORK PROGRAM (2-1337) - RTC Chairperson Tom Fettic called the Commission to order. Roll call of the Regional Transportation Commission was taken with Members Tom Fettic, Kay Bennett, and Robin Williams-Auer present, constituting a quorum. earlier, a quorum of the Board of Supervisors was present.) Mr. O'Brien explained the purpose of the joint session, distributed copies of the NDOT report to the Board, and introduced Deputy Director of the Department of Transportation Ron Hill. Mr. Hill explained his reasons for presenting the three and ten year plans to the Board, noted the changes in last year's plan, federal funding, project costs, and allocations. He felt that the Carson 395 By-Pass may not be built before the year 2000 and that a grand total of \$8 million of combined state/federal funds would be spent in Carson City in the next three years. Discussion ensued on the 1990 summer resurfacing project on Carson Street and the Stewart Street truck by-pass route and improvements needed on Stewart before it is designated as a truck by-pass. Mr. Hill was willing to hold a public hearing to inform the general public on when, where, and how the Carson Street improvements would be made. Chamber of Commerce Executive Director Larry Osborne urged such a hearing be held. Mr. O'Brien noted that sewer and water infrastructure improvements would be made by the City during State construction. NDOT District Engineer Ken Davis explained the location of

Carson Street improvements, which is the number one priority in the State. Supervisor Bennett noted that the needed sidewalk improvements would not be addressed at this time. Mayor Teixeira commended NDOT on its cooperative attitude and requested the Carson City Urban signs be modified to reflect "Carson City - State Capitol", if at all possible. Discussion then ensued on the project cost of the 395 By-Pass right-of-way and the negotiations now going on for that property. Mr. Hill felt that 30 percent of the route had already been purchased. He then explained how Federal funding is allocated, the feeling that Nevada may loose some of these funds, and how the State allocates those funds.

Mr. Osborne then explained that the Chambers' Board of Directors supported the plans to resurface Carson Street as expeditiously as possible. He also commended NDOT on its cooperative attitude and expressed a desire to have a joint meeting with NDOT to alleviate some of the concerns his membership would have about the Carson Street improvements. He urged the Carson Street project not be postponed even though the sidewalk improvements would be addressed separately and rerouting the truck traffic as quickly as possible.

Discussion ensued on the improvements to Graves Lane, its scheduling and funding requirements. The next RTC meeting would consider priorities. Discussion then returned to the Stewart truck route improvements.

Mayor Teixeira thanked NDOT for coming and making the report.

As this was a status report only, no action was taken nor required of either the Board of Supervisors or the Regional Transportation Commission.

Member Bennett then moved to adjourn the Regional Transportation Commission. Member Williams-Auer seconded the motion. Motion carried 3-0. Chairperson Fettic adjourned the Regional Transportation Commission.

### 8. PUBLIC WORKS DIRECTOR (2-2496)

ACTION ON ACCEPTANCE OF DEDICATION FOR STREETS WITHIN THE SUNCHASE DEVELOPMENT AS OFFERED BY M.S.B. PROPERTIES AND DEVELOPMENT - Following Mr. O'Brien's introduction and acknowledgement that the development had 6,000 square foot lots, Supervisor Tatro moved that the Board accept dedication of the streets and improvements plans for the Sunchase Development as offered by M.S.B. Properties. Supervisor Bennett seconded the motion. Motion carried 5-0.

WATER MATTER - ACTION ON CHANGE ORDER NO. 3 AND RELEASE OF FINAL PAYMENT ON TASK ORDER NO. 15 FOR PROJECT 1986-021 FOR THE EXPANSION OF STATE OF NEVADA ASH CANYON TREATMENT PLANT (2-2613) - Following Mr. O'Brien's introduction, Supervisor Bennett moved that the Board approve Change Order No. 3 of the Expansion of the State of Nevada Ash Canyon Treatment Plant, Project No. 1986-021, in the amount of \$8,502.42, funding source: 50 percent - 420 and 50 percent - 520, and authorize the release of final payment as recommended by the Carson City Water Division. Supervisor Fettic seconded the motion. Motion carried 5-0.

# CITIZENS COMMENTS (2-2705) - None.

Discussion ensued concerning addressing Bill 144, Ordinance on Second Reading at this time. This matter was continued until later in the meeting. Clarification of the Motion on Change Order No. 3 indicated Supervisor Bennett's intent to have accepted the completed construction of the Ash Canyon Treatment Plant Expansion Project as well as authorization to release the final payment.

BREAK: A lunch recess was taken at 11:45 a.m. When the meeting reconvened at 1:30 p.m., the entire Board was present, constituting a quorum.

### 10. WASTEWATER TREATMENT AND DISPOSAL FACILITIES MATTERS (2-2753)

PRESENTATION BY JOINT VENTURE ASSOCIATION OF ENGINEERS ON STATUS OF PHASE I AND PROJECTIONS FOR PHASE II - Mr. O'Brien introduced Jim Vasey of Vasey Jim Vasey outlined his tenure on this project and reasons for Engineering. giving a status report at this time. He also introduced Dennis Wood from John Carrollo Engineering, Dr. Marty Harper, and John Nelson from the State E.P.A. (2-2880) Mr. Dennis Wood used an overhead projector to outline the improvements made in the last ten year which would address the population needs of 71,000. (The Board had been given copies of the slides before the meeting.) His explanation included the various agencies who had been involved in the program development and alternatives as well as a brief outline of those options, (3-0012) the purity/clarity standards for each, and public comments regarding each. The primary reason for phasing the project related to the grants which the City could receive if the project was spread over a longer construction period. The funding, including grants received by the City, was then summarized. The final phase will be bid this spring. Its estimated cost was noted. He then outlined those improvements needed to meet the 71,000 population requirements. the award received by the project as well as several publications and presentations made on it. Discussion ensued with the Board on the project costs for the improvements needed in the next phase, the W-5 contract, the expiration of the bonding capacity approved by the electorate, the need to find funding from other sources due to this loss, and the odor problems at the plant. Utility Manager Lew Nagy explained the reasons why the odor problems were so prevalent this summer and the need to start planning future expansion now. Sludge is currently being used at the prison farms, however, the change in standards may require changing the disposal site. Mr. Wood then introduced Dr. Marty Harper.

Dr. Harper gave a slide presentation showing the area, the dam site, and the springs found in the North Canyon Creek. His explanation included the reasons for selecting Brunswick Canyon for the Reservoir, the mercury level found in the Carson River, the dam construction process, construction procedures to eliminate seepage, testing procedures used to check for seepage and to determine the purity level of the effluent, usage of the Reservoir by wildlife and birds, the purity level of the North Canyon Creek, the capacity of the Reservoir, and reasons for feeling that the Reservoir was not leaking into the Springs. Considerable discussion ensued with Board concerning the Reservoir loss; where this seepage may or may not be going based on the historic levels of the River's

water quality; steps which will be taken to determine where, how, and final location of the seepage; corrective measures and potential cost of those measures; and the seepage experienced at other dams. Concern was expressed that the seepage may continue to grow larger and weaken the reservoir until it loses its storage capacity completely. Dr. Harper felt that it may be possible, however, due to the amount of algae currently growing in the Reservoir, it may also be possible that the algae will plug the leaks. Dr. Harper and Mr. Nagy felt that the effluent commitments for next year would be met. Another report on the seepage will be made in several months by Waller and Associates. Discussion also noted the slide which had occurred as a result of the springs.

(3-2375) Richard Waiton questioned why the seepage had not been predicted through testing before the construction.

Further discussion occurred between the Board and Mr. Harper on the location of the dam, the material site, the dam core, the fact that the dam was not leaking but rather the "mountain" was leaking.

This was a status report only, therefore, no action was required or taken.

ACTION ON ENGINEERING TASK ORDER NO. 31, AMENDMENT NO. 1, RESERVOIR OPERATION AND EFFLUENT MANAGEMENT SERVICES (3-2553) - Following Mr. O'Brien's introduction, Dr. Harper detailed the task order. Discussion ensued with the Board over whether the effluent would be used to irrigate the golf course and term of the contract. Supervisor Fettic moved that the Board approve Task Order No. 31, Amendment No. 1, Reservoir Operation and Effluent Management Services, with the Wastewater Facilities Joint Venture Association of Engineers, in an amount not to exceed \$24,520. Supervisor Bennett seconded the motion. request for amendment, Supervisor Fettic amended his motion to include the funding source as being 510, Sewer Fund. Supervisor Bennett continued her second. Discussion pointed out that the City was responsible for these costs as indicated on the discharge permit and reasons for having the Joint Venture do (3-2946) Nevada Division of Environmental Protection Representative John Nelson explained the grant requirement mandating retention of the Joint Venture for one year for monitoring purposes. He also explained his contact with the Army Corps of Engineers regarding the seepage. The Corps felt that the seepage was normal, was less than expected, and supported continued monitoring. He also pointed out that the increased spring flows could not at this time be traced to the Reservoir, however, urged continued monitoring. He felt that testing had been feasible and adequate before the dam was constructed. motion to approve the Task Order was voted and carried 5-0.

ACTION ON ENGINEERING TASK ORDER NO. 32 CONSTRUCTION MANAGEMENT AND OPERATION SERVICES FOR CONTRACT W-5 (4-0041) - Mr. O'Brien explained the purpose of the Task Order, funding, and construction period. Mr. Wood explained the grant funding, the construction period, and the monitoring period. The projected cost of future change orders and the cost of change orders approved to date were discussed and felt to be in the 2.7 percent range. Mr. Nelson explained the feeling that the City had been within an acceptable range for change orders and that this Task Order would also be eligible for 75 percent

grant funding. Supervisor Tatro moved that the Board approve Task Order 32, Construction Management and Operation Services for Contract W-5 with the Joint Venture Association of Engineers in an amount not to exceed \$453,263, funding source Sewer Fund 510 with 75 percent EPA Grant Funding. Supervisor Swirczek seconded the motion. Motion carried 5-0.

ORDINANCE - SECOND READING - ACTION ON BILL NO. 144 - AN ORDINANCE AND DEVELOPMENT AGREEMENT FOR EAGLE VALLEY INVESTMENTS - RIVER KNOLLS AT GRAVES LANE (4-0186) - Following Mr. O'Brien's introduction, Supervisor Fettic moved to adopt on second reading Ordinance No. 144, AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND JOHN SERPA AND C. B. MADDOX DBA EAGLE VALLEY INVESTMENTS REGARDING ASSESSOR'S PARCELS NOS. 8-361-19, 8-361-20, AND 8-841-01 THROUGH 08, LOCATED AT GRAVES LANE, CARSON CITY, NEVADA. Supervisor Swirczek seconded the motion. Motion carried 5-0.

## BOARD OF SUPERVISORS REPORTS, RESOLUTIONS, AND PROCLAMATIONS (4-0231)

**SUPERVISOR SWIRCZEK -** Requested a status report on the storm drain system be given at the next Board meeting. Mr. O'Brien outlined the present status of the master plan on Arrowhead Drive.

**SUPERVISOR FETTIC** - Requested a status report on the water situation before next summer.

### SUPERVISORS TATRO AND BENNETT - None.

There being no other business for consideration at this time, Mayor Teixeira recessed the meeting at 3:20 p.m. until 6:30 p.m.

When Mayor Teixeira reconvened the session at 6:30 p.m. the entire Board was present, constituting a quorum. Staff members present included Acting City Manager Mike Rody, Chief Deputy District Attorney Charles Cockerill, and Recording Secretary Katherine McLaughlin. (4-0275)

SPECIAL PRESENTATION - CARSON CITY CHILDREN'S MUSEUM BROCHURE, UNR FEASIBILITY STUDY, A SURVEY OF CHILDREN'S MUSEUMS LOCATED IN TOWNS UNDER 100,000 POPULATION, INCOME STATEMENT, BALANCE SHEET, GRANT REQUEST STRATEGY - Carson City Children's Museum Board of Directors Member Karen Peterson briefly reviewed previous Board direction on the proposal. UNR's feasibility study indicated that there is a market for a children's museum in Carson City, which she detailed. A list of funding sources had been distributed to the Board and Clerk prior to the meeting. The cost to upgrade the building had been supplied by Acting City Manager Mike Rody and Architect Art Hannafin. The income statement had been based upon the feasibility statement and tourist market figures supplied by Tourism and Redevelopment. The expenses were estimated liberally while the revenue was estimated conservatively. A summary of the survey on other museums in towns with under 100,000 in population was also included in the packets. All the museums encouraged the Board to start another one. Association of Youth Museums was aware of only one museum which had failed. American Association of Museums in Washington, D.C., was not aware of any

failures. Plans for the small gallery museum within the Nevada State Museum were outlined. The need for a building before seeking grants/funding was emphasized. She then requested the Board authorize the District Attorney's Office to draft a fair lease agreement for the Civic Auditorium. Community support for the museum was then explained. The success of the State Museum was cited as an indication of the need for a museum. Other recreational activities and facilities were cited to indicate the public support of youth and reasons to allow the museum to use City facilities. She introduced several of her group who had participated in preparing the reports and expressed the feeling that any questions could be answered.

Board discussion with Ms. Peterson noted that the group had made a well organized, professional presentation; the request for a location; and the desire to be self-supporting. Supervisor Fettic expressed his desire to have the Mayor direct the District Attorney's office to negotiate a contract for Board consideration at a future meeting. Concern was expressed about the lack of adequate parking around the Civic Auditorium, however, Ms. Peterson felt that there was adequate parking within walking distance of the facility particularly since the schools would utilize their buses to bring the children. She suggested that Ann be made a one way street with angular parking and agreed to work with anyone on the downtown parking problem. Pedestrian traffic between the Auditorium and the State Museum should not have a problem crossing the street due to the traffic light between the buildings and due to the use of school buses to transport the children. She was willing to work with staff on this matter. Supervisor Tatro pointed out advantages to having the Auditorium renovated at no cost to the City and occupied by a proposal which was being supported by the business/professional community. He suggested that the renovation costs be included in the contract consideration. Clarification also noted that the Museum was a non-profit organization which could be considered in the lease negotiations. Public comment was solicited but none made. Teixeira then directed the District Attorney to draft the lease and reminded the audience that the Board could not commit funds for a project without the City's direction. Again, public comment was solicited but none made.

Supervisor Fettic then moved to adjourn. Supervisor Swirczek seconded the motion. Motion carried 5-0. Mayor Teixeira adjourned the meeting at 7 p.m.

The Minutes of the November 16, 1989, Carson City Board of Supervisors

ARE SO APPROVED ON\_\_February\_15\_\_\_\_, 1990.

_/s/_				
	Teixeira,	Mayor		

ATTEST:

\_/s/\_\_\_\_

Alan Glover, Clerk-Recorder