

Board of Supervisor "DRAFT" minutes for the following dates are included in this section;

June 21, 2007 - Regular Meeting

DRAFT

CARSON CITY BOARD OF SUPERVISORS

Minutes of the June 21, 2007, Meeting

Page 1

DRAFT

A regularly scheduled meeting of the Carson City Board of Supervisors was held on Thursday, June 21, 2007, at the Community Center Sierra Room, 851 East William Street, Carson City, Nevada, beginning at 8:30 a.m.

PRESENT:	Marv Teixeira	Mayor
	Richard S. Staub	Supervisor, Ward 4
	Robin Williamson	Supervisor, Ward 1
	Shelly Aldean	Supervisor, Ward 2
	Pete Livermore	Supervisor, Ward 3
STAFF PRESENT:	Linda Ritter	City Manager
	Alan Glover	Clerk-Recorder
	Al Kramer	Treasurer
	James T. Russell	District I Court Judge
	William Maddox	District II Court Judge
	Sue Johnson	Finance Director
	Andrew Burnham	Public Works Director
	Steve Albertsen	Undersheriff
	Melanie Bruketta	Chief Deputy District Attorney
	Ken Arnold	Public Works Operations Manager
	Cheryl Adams	Purchasing and Contracts Manager
	Steve Schutte	Chief Deputy Sheriff
	Ed Oueilhe	Senior Deputy District Attorney
	Jay Ahrens	Senior Project Manager
	Dustin Boothe	Disease Investigator
	Katherine McLaughlin	Recording Secretary

(BOS 6/21/07 Recording 8:29:31)

NOTE: Unless otherwise indicated, each item was introduced by staff's reading/outlining/clarifying the Agenda Report and/or supporting documentation. Staff members making the presentation are listed following the Department's heading. Any other individuals who spoke are listed immediately following the item's heading. A recording of these proceedings is on file in the Clerk-Recorder's office. It is available for review and inspection during normal business hours.

CALL TO ORDER, ROLL CALL , PLEDGE OF ALLEGIANCE, AND INVOCATION - Mayor Teixeira convened the meeting at 8:30 a.m. Roll call was taken. The entire Board was present, constituting a quorum. Senior Deputy District Attorney Ed Oueilhe led the Pledge of Allegiance. Rev. Dick Campbell, Retired, of the Presbyterian Church gave the Invocation.

PUBLIC COMMENTS AND DISCUSSION - (8:31:05) Brian Doyle, President of Pine Nut Mountains Trails Association and representing it, OHV users, and Friends of Sand Mountain, gave the Board and Clerk flyers, magazine, and/or CDs regarding the Blue Ribbon coalition, the Off-Road Business

CARSON CITY BOARD OF SUPERVISORS

Minutes of the June 21, 2007, Meeting

Page 2

DRAFT

Association and the Nevada Trails Association. (Copies are in the file.) His involvement with BLM and the national group was also. These groups are working to maintain access routes and promote safe and responsible OHV use of public lands in Nevada. He noted a UNR study that is now being conducted that will show the economic support provided by OHV users in Nevada. He described the public access television program *Nevada Trails* that is being aired in Carson City and Washoe County. Their OHV users/the associations' involvement in the drafting of SB 434 was noted. It required registration and licensing of OHVs and their drivers. Justification for these requirements included making the owners responsible users. This bill failed. The Nevada OHV Coalition was established due to its failure. A copy of a proposed Nevada Association of Counties (NACO) resolution was distributed to the Board and Clerk. (A copy is in the file.) The Coalition is attempting to address the negativity of the resolution and show that OHV users are responsible individuals. The user groups support licensing and registration but felt that the funds should be split 50/50 with 50% being used for damage repair, if there is damage and conflict zones. He asked the Board to attend the NACO meeting and oppose its resolution. Mayor Teixeira explained that Supervisor Williamson is the Board's representative to NACO. He suggested that Mr. Doyle spend time with her explaining the issues. Discussion between Supervisor Williamson and Mr. Doyle indicated that he will leave a message on her telephone answering machine so that she can return the call. Additional comments were solicited.

Carson City School District Superintendent Mary Piercznski explained the desire for School District Director of Operations Michael Mitchell to update the Board on the status of the school bond and its programs. She thanked the Board for its support of the school bond. Mr. Mitchell explained that dirt is being moved at the Carson City Middle School. This \$12 million project will eliminate the portables by constructing a permanent addition to the present buildings. He thanked the Planning Commission and Department for their assistance in getting this project underway so quickly. He also thanked the electorate for its support of the bond issue. The intent is to have the new wing completed by the fall of 2008. He invited the public to contact the District Offices and schedule a meeting to tour the facilities and observe how the bond money is being spent. He then explained that there had been meetings with the neighborhood to explain the plans and address any concerns. He repeated the offer for the public to tour the facility and expressed a willingness to do group tours. He felt that a building permit for the building's shell should be obtained in mid-July. It is a 40,000 square foot addition. He estimated an attendance rate for the fall of 1,100 students. He also felt that the City is on the cutting edge for its use of construction management. Carson City has used this process for several of its buildings. Tom Metcalf was the City's construction manager for those projects. The School District is using Miles Construction under this program for the addition. The process is getting the buildings constructed on time and within budget. The taxpayers benefit from this program. He expressed an intent to provide the Board with colored drawings and designs at the next meeting. He also indicated that the next update may be agenzized.

Mayor Teixeira acknowledged the great working relationship that exists between the City and the School District. He believed that there are other programs/processes which could be coordinated. Mr. Mitchell indicated that the working relationship has been in existence for several years. Additional citizens comments were solicited but none were given. No formal action was taken on any of these items.

CARSON CITY BOARD OF SUPERVISORS

Minutes of the June 21, 2007, Meeting

Page 3

DRAFT

1. **ACTION ON APPROVAL OF MINUTES- 5/17/07 (8:43:44)** - Supervisor Aldean moved to approve the Minutes from the Carson City Board of Supervisors meeting of May 17, 2007, as presented. Supervisor Williamson seconded the motion. Motion carried 5-0.

2. **CHANGES TO THE AGENDA (8:44:10)** - City Manager Linda Ritter pulled Item 12-C, a request for a moratorium on adult entertainment facilities, due to noticing problems and asked that Item 7-A be considered first to accommodate the Judges' schedules. Mayor Teixeira concurred with the request.

7. **PURCHASING AND CONTRACTS**

A. **ACTION TO DETERMINE THAT CONTRACT NO. 0708-026 IS A CONTRACT FOR PROFESSIONAL SERVICES AND THEREFORE NOT SUITABLE FOR PUBLIC BIDDING PURSUANT TO NRS 332.115 AND TO APPROVE CONTRACT NO. 0708-026 CONFLICT COUNSEL ATTORNEY SERVICES A REQUEST FOR PROFESSIONAL SERVICES TO BE PROVIDED BY THE CONSORTIUM OF KAY ELLEN ARMSTRONG, J. THOMAS SUSICH, AND ROBERT B. WALKER FOR FISCAL YEAR 2007/2008 IN THE AMOUNT OF \$332,024.16 FROM THE GENERAL FUND AND FOR FISCAL YEAR 2008/2009 IN THE AMOUNT OF \$341,984.88 FROM THE GENERAL FUND (8:45:48)** - District Judge James T. Russell, Finance Director Sue Johnson, Court Administrator Maxine Cortes - Mayor Teixeira noted that this was Judge Russell's first appearance before the Board and welcomed him. Judge Russell indicated that it is a new challenge for him and that he did not have buyer's remorse. He introduced District Judge William Maddox and Court Administrator Maxine Cortes. He felt that the City has a good group of conflict attorneys. Negotiations had reduced the fee increase to 3%. It may be possible to recoup an additional \$10,000 in assessment fees. He also indicated that the State will be billed for any prison cases utilizing the conflict attorneys. He acknowledged the City's budget issues and indicated a desire to assist when possible. Discussion between Mayor Teixeira and Ms. Johnson indicated that the funds are in the budget. Judge Maddox advised that there are several cases which could impact the City's budget. He hoped that they are resolved before going to trial. He also advised that the Courts' budgets had been reduced the same as other City Departments had been. He reiterated that there are cases within the "pipeline" that will impact the budget the same as had occurred several years ago with the Ontiveros case. Public comments were solicited but none given. Supervisor Aldean moved to determine that Contract No. 0708-026 is a contract for professional services and therefore not suitable for public bidding pursuant to NRS 332.115 and to approve Contract No. 0708-026 Conflict Counsel Attorney Services, a request for professional services to be provided by the consortium of Kay Ellen Armstrong, J. Thomas Susich, and Robert B. Walker for fiscal year 2007-2008 in the amount of \$332,024.16 from the General Fund and for fiscal year 2008-2009 in the amount of \$341,984.88 from the General Fund. Supervisor Williamson seconded the motion. Motion carried 5-0. Ms. Cortes thanked Purchasing and Contracts Manager Cheryl Adams for her assistance with the contract. Discussion between Ms. Cortes and Mayor Teixeira indicated that she did not have buyer's remorse as a result of her taking on the Court Administrator's job.

3. **LIQUOR AND ENTERTAINMENT BOARD (8:50:09)** - Mayor Teixeira then recessed the

CARSON CITY BOARD OF SUPERVISORS

Minutes of the June 21, 2007, Meeting

Page 4

DRAFT

Board of Supervisors session and convened the Liquor and Entertainment Board. For Minutes of the Liquor and Entertainment Board, see its folder for this date.

BOARD OF SUPERVISORS (9:07:40) - Following adjournment of the Liquor and Entertainment Board, Mayor Teixeira reconvened the Board of Supervisors session. The entire Board was present, constituting a quorum.

4. CONSENT AGENDA

4-1. DISTRICT ATTORNEY - ACTION TO APPROVE AN AGREEMENT FOR PROFESSIONAL SERVICES BETWEEN CARSON CITY AND THE LAW FIRM OF LEWIS S. TAITEL TO PROVIDE SERVICE TO THE CITY IN THE CAPACITY OF SPECIAL DEPUTY DISTRICT ATTORNEY UNTIL HIS APPOINTMENT IS REVOKED, AND FOR AN AMOUNT NOT TO EXCEED \$10,000 FOR THE PERIOD JULY 1, 2007 THROUGH AUGUST 21, 2007

4-2. SHERIFF

A. ACTION TO APPROVE THE ACCEPTANCE OF THE FY08 ENFORCING UNDERAGE DRINKING LAWS GRANT IN THE AMOUNT OF \$15,000

B. ACTION TO APPROVE THE ACCEPTANCE OF PROJECT NO. 97073HL5 DHS/FFY05 STATE HOMELAND SECURITY GRANT IN THE AMOUNT OF \$22,690.08

4-3. HEALTH AND HUMAN SERVICES - ACTION TO APPROVE A GRANT AWARD IN THE AMOUNT OF \$151,037 FROM THE NEVADA DEPARTMENT OF HUMAN RESOURCES, HEALTH DIVISION, FOR FUNDS TO SUPPORT NURSING ACTIVITIES AT THE CARSON CITY COMMUNITY HEALTH CLINIC

4-4. PURCHASING AND CONTRACTS

A. ACTION TO APPROVE AMENDMENT NO. 2 FOR CONTRACT NO. 0405-076 THE RENEWAL OF THE CONTRACT THROUGH JUNE 30, 2008, FOR AMBULANCE BILLING SERVICES WITH ADVANCED DATA PROCESSING, INC.

B. ACTION TO APPROVE THE RENEWAL OF CONTRACT NO. 0506-088 TO SIERRA ELECTRONICS THROUGH JUNE 30, 2008, AT THE SAME PRICES, TERMS, AND CONDITIONS AS ORIGINALLY AWARDED ON DECEMBER 15, 2005, PROVIDING CARSON CITY'S APPROVED FUNDING AND PURCHASING PROCEDURES ARE FOLLOWED

C. ACTION TO APPROVE THE EXTENSION OF CONTRACT NO. 0607-021 JOINDER CONTRACT WITH METTA TECHNOLOGIES, INC., THROUGH CITY OF TUCSON ARIZONA, TO PURCHASE PORTABLE LITTER FENCING THROUGH JUNE 6, 2008, PROVIDING CARSON CITY'S APPROVED FUNDING AND PURCHASING PROCEDURES ARE FOLLOWED

D. ACTION TO FIND THAT JOHN BOWER, M.D., IS QUALIFIED TO SERVE AS THE CARSON CITY HEALTH OFFICER; TO APPOINT JOHN BOWER, M.D., AS THE CARSON CITY HEALTH OFFICER PURSUANT TO NRS 439.290 AND NRS 439.300; TO SET THE COMPENSATION OF THE HEALTH OFFICER AT A NOT TO EXCEED AMOUNT OF \$15,000 PER YEAR; TO DETERMINE THAT CONTRACT NO. 0708-016 IS A CONTRACT FOR PROFESSIONAL SERVICES AND THEREFORE NOT SUITABLE FOR PUBLIC

CARSON CITY BOARD OF SUPERVISORS

Minutes of the June 21, 2007, Meeting

Page 5

DRAFT

BIDDING PURSUANT TO NRS 332.115; AND TO APPROVE CONTRACT NO. 0708-016 A REQUEST FOR PROFESSIONAL SERVICES TO BE PROVIDED BY JOHN BOWER, M.D. AS THE CITY'S HEALTH OFFICER FOR THE HEALTH AND HUMAN SERVICES DEPARTMENT THROUGH DECEMBER 31, 2008, FOR A NOT TO EXCEED COST OF \$22,500 FROM THE CDC PUBLIC HEALTH PREPAREDNESS GRANT

E. ACTION TO APPROVE INTRASTATE INTERLOCAL CONTRACT BETWEEN PUBLIC AGENCIES, A CONTRACT BETWEEN THE STATE OF NEVADA DEPARTMENT OF INFORMATION TECHNOLOGY (DOIT) AND CARSON CITY INFORMATION TECHNOLOGY, TO PROVIDE "SILVERNET" THE STATE OF NEVADA'S ENTERPRISE DIGITAL WIDE AREA NETWORK OPERATED BY DOIT AT A COST OF \$357.70 PER MONTH THROUGH JUNE 30, 2008, AND \$386.57 PER MONTH THROUGH JUNE 30, 2009, FROM THE GENERAL FUND (FILE 0708-023)

F. ACTION TO DETERMINE THAT CONTRACT NO. 0708-030 IS A CONTRACT FOR PROFESSIONAL SERVICES AND THEREFORE NOT SUITABLE FOR PUBLIC BIDDING PURSUANT TO NRS 332.115 AND TO APPROVE CONTINGENT UPON THE APPROVAL AND ACCEPTANCE OF A GRANT FROM THE NEVADA DEPARTMENT OF HUMAN RESOURCES, HEALTH DIVISION, CONTRACT NO. 0708-030, A REQUEST FOR PROFESSIONAL SERVICES TO BE PROVIDED BY PHYSICIAN SELECT MANAGEMENT, LLC, TO PROVIDE COMMUNITY HEALTH NURSING ACTIVITIES FOR THE CARSON CITY COMMUNITY HEALTH CLINIC FOR FISCAL YEAR 2007/2008 IN THE AMOUNT OF \$151,037

4-5. PUBLIC WORKS - CONTRACTS

A. ACTION TO ACCEPT PUBLIC WORKS RECOMMENDATION ON THE "2007 WATER RIGHTS ASSISTANCE" PROJECT, CONTRACT NO. 2006-104 AND AUTHORIZE PUBLIC WORKS TO ISSUE PAYMENTS FOR AN AMENDMENT NO.1 AMOUNT OF \$50,000 FROM THE WATER/PROFESSIONAL SERVICES ACCOUNT AS PROVIDED FOR IN FY06/07

B. ACTION TO ACCEPT PUBLIC WORKS RECOMMENDATION ON THE "CARSON CITY FREEWAY PHASE 2A UTILITY RELOCATIONS-FIFTH STREET, LINEAR DITCH TO BUTTI WAY CONSTRUCTION ENGINEERING SERVICES" CONTRACT NO. 2006-192 AND TO AUTHORIZE PUBLIC WORKS TO ISSUE PAYMENTS TO THE LOUIS BERGER GROUP, INC., LOCATED AT 500 AMIGO COURT, SUITE 100, LAS VEGAS, NEVADA 89119, FOR A CONTRACT AMOUNT NOT TO EXCEED \$36,388.22 FROM THE WATER AND SEWER NDOT BY-PASS FUNDS AS PROVIDED FOR IN FY 2006/2007

C. ACTION TO ACCEPT THE RECOMMENDATION OF PUBLIC WORKS TO ACCEPT THE WORK AS COMPLETED, TO ACCEPT THE CONTRACT SUMMARY AS PRESENTED, AND APPROVE THIS RELEASE OF FINAL PAYMENT IN THE AMOUNT OF \$182,707.50 ON THE "EMERGENCY REDRILLING OF WELL 24 PROJECT," CONTRACT NO. 2006-093, TO WDC EXPLORATION AND WELLS

4-6. DEVELOPMENT SERVICES - ENGINEERING - ACTION TO APPROVE AND AUTHORIZE THE MAYOR TO SIGN THE NOTICE OF COMPLETION OF IMPROVEMENT AGREEMENT BETWEEN CARSON CITY AND SUMMIT SECURITY HOUSING, LLC, FOR

CARSON CITY BOARD OF SUPERVISORS

Minutes of the June 21, 2007, Meeting

Page 6

DRAFT

HERITAGE PARK PHASE 2 AT QUAIL RUN PUD, FORMERLY KNOWN AS ASSESSOR'S PARCEL NO. 009-769-04, LOCATED AT THE NORTHWEST CORNER OF FAIRVIEW DRIVE AND SALIMAN ROAD, CARSON CITY, NEVADA; RECORDED NO. 241111 OF THE OFFICIAL RECORDS OF CARSON CITY, NEVADA, AND ADOPTED BY THE BOARD OF SUPERVISORS ON SEPTEMBER 16, 1999

4-7. FINANCE - ACTION TO APPROVE THE APPLICATION TO REMOVE THE UNCOLLECTIBLE ACCOUNTS RECEIVABLE SPECIFIED IN THE APPLICATION FROM THE RECORDS OF THE AMBULANCE FUND FOR A TOTAL AMOUNT OF \$288,480.82 IN UNCOLLECTIBLE ACCOUNTS RECEIVABLE OUT OF ESTIMATED BILLINGS THROUGH JUNE 30, 2007 OF \$5,300,000 (9:07:45) - City Manager Linda Ritter pulled Item 4-4D for clarification of the funding. Supervisor Livermore moved to approve the Consent Agenda consisting of: one item, 4-1, from the District Attorney; two items, 4-2, from the Sheriff; one item, 4-3, from Health and Human Services; five items, 4-4, from Purchasing and Contracts; three items, 4-5, from Public Works - Contracts; one item from Development Services - Engineering, 4-6; and 4-7, Finance for one item; for a total of 14 items as presented on the Consent Agenda. Supervisor Staub seconded the motion. Motion carried 5-0.

4-4D. (9:09:05) - City Manager Linda Ritter explained that the correct funding source is the General Fund and not a grant. Supervisor Livermore moved to find that John Bower, M.D., is qualified to serve as the Carson City Health Officer; to appoint John Bower, M.D., as the Carson City Health Officer pursuant to NRS 439.290 and NRS 439.300; to set the compensation of the Health Officer at a not to exceed amount of \$15,000 per year; to determine that Contract No. 0708-016 is a contract for professional services and therefore not suitable for public bidding pursuant to NRS 332.115; and to approve Contract No. 0708-016, a request for professional services to be provided by John Bower, M.D., as the City's Health Officer for the Health and Human Services Department through December 31, 2008, for a not to amount of \$22,500 from the General Fund and the General Fund account number is 0708 \$15,000 and in fiscal year 0809 is \$7,500. Supervisor Williamson seconded the motion. Motion carried 5-0.

5. CITY MANAGER - Linda Ritter

A. DISCUSSION AND UPDATE ON 2007 LEGISLATIVE MATTERS (9:11:25) - Mary Walker indicated that she had monitored 500 bills out of the 1500 that had been submitted to the Legislature. Those that had been adopted and signed by the Governor are being reread due to last minute revisions. She will give the changes to the Departments as soon as possible. She felt that this was the toughest session she had encountered in her 20 years of lobbying on behalf of the City. The session had been very partisan even though government issues are nonpartisan. Mayor Teixeira concurred with her assessment. Ms. Walker reviewed and discussed the following legislative bills with the Board: AB 122; AB 373; SB 74; SB 146; SB 147; SB 195; SB 288; SB 289; SB 447; SB 499; Fire Marshall's bill; the meth grant issue bill; AB 102 and 3; AB 486; Assemblyman Beers' local government tax bill that would have transferred funds from the counties to roads; SB 132; the billboard bills; AB 289 and SB 462; an airport bill; SB 510; SB 123; SB 246; SB 490; prevailing wage on private activity bonds; SB 595; SB 137; SB 201; and SB 544. Discussion also indicated the need for legislative studies on senior citizens and their issues including long term care, major health care, TRPA, Marlette; public lands, water; taxation, public

CARSON CITY BOARD OF SUPERVISORS

Minutes of the June 21, 2007, Meeting

Page 7

DRAFT

policy, and tax policies. Ms. Walker thanked the Legislators for their assistance.

(9:42:14) Steve Walker felt that the City has a balanced water supply and demand program. The interim study committee had provided assistance to the Water Engineer and suggested changes which were felt to have been needed. The changes were highlighted including the definition changes and the ability to assess fines. The Water Engineer's ability to require the City to provide ground water rights for domestic wells outside its service area was described. Discussion explained the reasons for requiring water rights for wells and a "proactive method" that requires dedication of the water right and metering. Individuals with domestic wells are allowed to used 2 acre feet of water per year. Discussion noted that the State Water Engineer's staffing was expanded last year. This year's budget did not include those individuals. Revisions to the protesting process were explained. SB 487's original purpose and the ultimate bill were described. Mr. Walker felt that the Carson Subconservancy is the same as the proposed model. It will focus on water planning issues. The Subconservancy has the water resources and plan. "These should be put together." Additional comments were solicited but none were given. No formal action was required or taken.

B. ACTION TO APPROVE AN AGREEMENT BETWEEN CARSON CITY AND WALKER AND ASSOCIATES FOR GOVERNMENTAL AFFAIRS SERVICES FOR FISCAL YEAR 2007/2008 IN THE AMOUNT OF \$40,000 FROM THE GENERAL FUND (9:48:55) - Supervisor Livermore moved to approve an agreement between Carson City and Walker and Associates for governmental affairs services for Fiscal Year 2007-2008 in the amount of \$40,000 from the General Fund. Supervisor Aldean and Williamson seconded the motion. Motion carried 5-0.

6. AIRPORT AUTHORITY - ACTION TO APPROVE AND ACCEPT THE 2007 FEDERAL AVIATION ADMINISTRATION AIRPORT IMPROVEMENT GRANT IN THE APPROXIMATE AMOUNT OF \$5,000,000 (9:50:35) - Airport Authority Legal Counsel Steve Tackes - Justification for pulling the item from the June 21 agenda was provided. The Airport Authority has approved the grant. Both the City and the Authority should sign the grant. The purpose of the funds was noted. Discussion noted FAA's \$25 million grant funding commitment and the plans for using those funds. Mr. Tackes hoped that the remaining \$23 million will be adequate for construction. The proposed grant will payoff the note on the property being acquired to relocate runway 2-7. The grant includes \$200,000 for administrative costs. Additional comments were solicited but none were given. Supervisor Staub moved to approve/accept the 2007 Federal Aviation Administration Airport Improvement Grant in the approximate amount of \$5,000,000 and authorize appropriate City personnel to communicate such approval to the FAA and execute such documents as may be necessary to receive the funds on behalf of the Airport Authority; there is no fiscal impact. Supervisors Williamson and Livermore seconded the motion. Motion carried 5-0. Mayor Teixeira noted that there are a variety of personalities serving on the Authority, however, the plan is moving forward. He also thanked Mr. Tackes for his years as legal counsel to the Authority.

7. PURCHASING AND CONTRACTS

CARSON CITY BOARD OF SUPERVISORS

Minutes of the June 21, 2007, Meeting

Page 8

DRAFT

B. ACTION TO DETERMINE THAT CONTRACT NO. 0708-027 IS A SOLE SOURCE CONTRACT AND A CONTRACT FOR THE ADDITIONS TO AND REPAIR AND MAINTENANCE OF EQUIPMENT WHICH MAY BE MORE EFFICIENTLY ADDED TO AND REPAIRED AND MAINTAINED BY A CERTAIN PERSON AND THEREFORE NOT SUITABLE FOR PUBLIC BIDDING PURSUANT TO NRS 332.115 AND TO APPROVE CONTRACT NO. 0708-027, A REQUEST FOR COMMUNICATION EQUIPMENT MAINTENANCE AND REPAIR TO BE PROVIDED BY SIERRA ELECTRONICS THROUGH JUNE 30, 2010, FOR A NOT TO EXCEED COST OF \$256,303.74 FOR FISCAL YEAR 2007/2008, \$65,712.00 FOR FISCAL YEAR 2008/2009, AND \$65,712 FOR FISCAL YEAR 2009/2010 EXEMPT FROM COMPETITIVE BIDDING (9:58:00) - Fire Chief Stacy Giomi, Purchasing and Contracts Manager Cheryl Adams, City Manager Linda Ritter, Public Works Director Andrew Burnham - Mayor Teixeira explained his reasons for taking this item off the Consent Agenda. Fire Chief Giomi explained the reasons for contracting with a private firm rather than continuing to contract with Douglas County. The firm has been providing the service when Douglas County is not available. Discussion indicated that the contract includes an "out clause" of 30 days and does not require cause to terminate the contract. It also has a non-appropriation clause. The decision to cancel the contract requires the Board's approval. Funds are included in the budget for the contract. The District Attorney's office has signed off on the contract. The funding sources were defined. Ms. Ritter also indicated a desire to discuss with the Board the use of revenue from the landfill for capital for other public services. Justification for including the landfill in the funding source was briefly described. Supervisor Williamson moved to determine that Contract No. 0708-027 is a sole source contract and a contract for the additions to and repair and maintenance of equipment which may be more efficiently added to and repaired and maintained by a certain person and therefore not suitable for public bidding pursuant to NRS 332.115 and to approve Contract No. 0708-027, a request for communication equipment maintenance and repair to be provided by Sierra Electronics through June 30, 2010, for a not to exceed amount of \$256,303.74 for Fiscal Year 2007-2008, \$65,712.00 for Fiscal Year 2008-2009, and \$65,712.00 for Fiscal Year 2009-2010 exempt from competitive bidding. Supervisor Staub seconded the motion. Motion carried 5-0.

8. DEVELOPMENT ENGINEERING - ACTION TO APPROVE AND AUTHORIZE THE MAYOR TO SIGN AN AGREEMENT BETWEEN GENE AND JULIE TAYLOR AND CARSON CITY WHEREBY GENE AND JULIE TAYLOR AGREE(S) TO SELL AND CONVEY ALL THAT CERTAIN REAL PROPERTY DESCRIBED AS ASSESSOR'S PARCEL NUMBER 002-134-04, FOR THE APPRAISED VALUE OF \$215,000 (10:07:16) - City Engineer Larry Werner - Discussion indicated that RTC has requested a code amendment and amendment to the interlocal agreement which will enable RTC to handle these items in the future. It is a willing seller and a willing buyer. The price is the appraisal price. The structure will be demolished on close of escrow. It is currently being rented. RTC/The City will not rent it. Supervisor Aldean moved to approve and authorize the Mayor to sign an agreement between Gene and Julie Taylor and Carson City whereby Gene and Julie Taylor agree to sell and convey all that certain real property described as Assessor's Parcel number 002-134-04 for the appraised value of \$215,000; and the funding source is the Regional Transportation Commission. Supervisor Livermore seconded the motion. Motion carried 5-0.

CARSON CITY BOARD OF SUPERVISORS

Minutes of the June 21, 2007, Meeting

Page 9

DRAFT

RECESS: A recess was declared at 10:10 a.m. The entire Board was present when Mayor Teixeira reconvened the meeting at 10:17 a.m., constituting a quorum.

9. **REDEVELOPMENT AUTHORITY (10:16:45)** - Mayor Teixeira 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.

BOARD OF SUPERVISORS (10:35:20) - Following adjournment of the Redevelopment Authority, Chairperson Williamson returned the gavel to Mayor Teixeira who reconvened the Board of Supervisors session. The entire Board was present, constituting a quorum.

10. **FINANCE** - Director Sue Johnson

A. **ACTION TO ADOPT A RESOLUTION TO AUGMENT AND AMEND THE CARSON CITY REDEVELOPMENT AUTHORITY FY 2006-07 BUDGET IN THE AMOUNT OF \$204,147 (10:35:35)** - Supervisor Livermore moved to adopt Resolution No. 2007-R-14, A RESOLUTION TO AUGMENT AND AMEND THE CARSON CITY REDEVELOPMENT AUTHORITY FISCAL YEAR 2006-07 BUDGET IN THE AMOUNT OF \$204,147. Supervisor Williamson seconded the motion. Motion carried 5-0.

B. **ACTION TO ADOPT A RESOLUTION TO AUGMENT AND AMEND THE CARSON CITY FY 2006-07 BUDGET IN THE AMOUNT OF \$20,514,743 (10:36:24)** - City Manager Linda Ritter - Ms. Johnson's introduction included an explanation of a computerized personnel program that will assist with monitoring the personnel costs. This program is to be installed in July. She committed to providing quarterly reports on the status of the budget and efforts to mitigate the \$600,000 deficit. Mayor Teixeira reminded the Board that the original deficit was \$1.2 million. By "over spending the ending fund balance" and raising the taxes, it was reduced to \$600,000. He felt that a comfort zone should be provided by the quarterly reports on how staff is addressing this shortfall. Ms. Johnson stressed the importance of being cognizant of all impacts to the budget and, specifically, personnel costs which are 75% of the budget. She also stressed the importance of being able to say "no" during tough times. Ms. Ritter stressed the importance of holding the Departments accountable for their budget decisions including their overtime. A revision was made to the Fire Fighters' contract which may address part of its overtime. She also advised that staff is looking for a program which will assist the Department in tracking its overtime and provide better accountability. Mayor Teixeira felt that it is critical to have these quarterly reports. A previous Finance Director had been providing them to the Board so that steps could be taken to resolve any potential concerns immediately. Comments reiterated the need to address the shortfall and to provide quarterly reports. It also pointed out that the City is dependent on its sales tax revenue which is volatile and will require immediate action during downturn periods. Ms. Johnson explained that staff has developed a template for the sales tax revenue which shows the trends and what appears to be happening. The template indicates the tax status 90 to 180 days in advance. This assists with addressing any changes prior to receipt of the State's sales tax reports. It can estimate the trends for a year or two. The building and housing markets' economic factors will not change rapidly. Auto sales are now

CARSON CITY BOARD OF SUPERVISORS

Minutes of the June 21, 2007, Meeting

Page 10

DRAFT

favorable as the incentive packages have been reinstated. Mayor Teixeira pointed out that auto sales are off. General merchandise, eating and drinking establishments are up. He felt that the Board is well prepared to say no, if necessary. Additional comments were solicited but none were given. Supervisor Williamson moved to adopt Resolution No. 2007-R-15, A RESOLUTION TO AUGMENT AND AMEND THE CARSON CITY FISCAL YEAR 2006-07 BUDGET IN THE AMOUNT OF \$20,514,743. Supervisor Aldean seconded the motion. Motion carried 5-0.

11. PARKS AND RECREATION - Director Roger Moellendorf - ACTION TO INTRODUCE ON FIRST READING, AN ORDINANCE AMENDING THE CARSON CITY MUNICIPAL CODE TITLE 17, BY ESTABLISHING CHAPTER 17.18 LANDSCAPE MAINTENANCE DISTRICTS AND REPEALING SECTION 17.01.020, CITY MAINTENANCE. SECTION 17.18.010, ESTABLISHES THE PURPOSE; SECTION 17.18.020, ESTABLISHES AUTHORITY; SECTION 17.18.030, ESTABLISHES DEFINITIONS; SECTION 17.18.040, ESTABLISHES PARKS DIRECTOR'S RESPONSIBILITIES; SECTION 17.18.050, ESTABLISHES PROCEDURES FOR APPLYING TO CREATE A MAINTENANCE DISTRICT; SECTION 17.18.060, ESTABLISHES PROCEDURES FOR REVIEW OF MAINTENANCE DISTRICT PETITIONS; SECTION 17.18.070, ESTABLISHES PROCEDURES FOR ESTABLISHMENT OF THE BOARD APPROVED MAINTENANCE DISTRICT; SECTION 17.18.080, ESTABLISHES DETERMINATION OF BENEFIT AND COST ALLOCATIONS BETWEEN ASSESSED PROPERTY AND CITY; SECTION 17.18.090, ESTABLISHES ASSESSMENTS; SECTION 17.18.110, ESTABLISHES ALLOCATION OF PUBLIC MONEY TO PAY THE COSTS INCURRED BY CARSON CITY IN ASSUMING MAINTENANCE; SECTION 17.18.111, ESTABLISHES REVIEW AND DISSOLUTION OF MAINTENANCE DISTRICT; AND SECTION 17.18.112, ESTABLISHES APPEAL PROCEDURES (10:49:55) - Deputy District Attorney Joel Benton - Mr. Moellendorf's introduction included noting that an email had been sent to the Board outlining the changes which had been made to the ordinance. (A copy is in the file.) Supervisor Livermore advised the Board that the Parks and Recreation Commission had reviewed the revised ordinance. He complimented Mr. Moellendorf on his efforts to create the ordinance. Discussion indicated that the Commission had unanimously approved the ordinance following a "good discussion" on it. Supervisor Aldean opined that the ordinance is good for developers but not the City. She then referenced Section 1a on Page 12 and Section A on Page 14 (13), which she felt needed to be clarified. The petition should be considered and not accepted. Acceptance should occur only after an intense review. Mr. Moellendorf explained that acceptance as used in Section 1a means that the information complies with the ordinance. The application is not being approved. He agreed to redefine the sections. Supervisor Aldean suggested clarification of the Maintenance District definition on Page 6 so that it is clear that all of the items listed must be of public benefit before being accepted by the City. It is not just the trails and open space that must be of public benefit. Mr. Moellendorf concurred. Page 9 (8) Petition Requirements Section a is to be revised to be: ...to notify home buyers, in writing, of the potential creation of a maintenance district.... Page 19 (15) Section I, Denial of Petition is to be revised so that the Board can deny a petition for any reason and not restricted by the terms: arbitrary, capricious, or otherwise unreasonable. Mr. Benton expressed concern that the Board does not act in an arbitrary, capricious, or unreasonable manner in denying the petition. He also indicated that the same language is used in another portion of the ordinance. He pointed out that

CARSON CITY BOARD OF SUPERVISORS

Minutes of the June 21, 2007, Meeting

Page 11

DRAFT

the Nevada Revised Statutes prohibit the Board from acting in an arbitrary, capricious, or unreasonable fashion. It was felt, therefore, that the terms do not need to be repeated as it is the law. Supervisor Livermore moved to introduce on first reading Bill No. 115, AN ORDINANCE AMENDING THE CARSON CITY MUNICIPAL CODE TITLE 17, BY ESTABLISHING CHAPTER 17.18 LANDSCAPE MAINTENANCE DISTRICTS AND REPEALING SECTION 17.01.020, CITY MAINTENANCE, SECTION 17.18.010, ESTABLISHES THE PURPOSE; SECTION 17.18.020, ESTABLISHES AUTHORITY; SECTION 17.18.030, ESTABLISHES DEFINITIONS; SECTION 17.18.040, ESTABLISHES PARKS DIRECTOR'S RESPONSIBILITIES; SECTION 17.18.050, ESTABLISHES PROCEDURES FOR APPLYING TO CREATE A MAINTENANCE DISTRICT; SECTION 17.18.060, ESTABLISHES PROCEDURES FOR REVIEW OF MAINTENANCE DISTRICT PETITIONS; SECTION 17.18.080, ESTABLISHES DETERMINATION OF BENEFITS AND COST ALLOCATIONS BETWEEN ASSESSED PROPERTY AND CITY; SECTION 17.18.090, ESTABLISHES ASSESSMENTS; SECTION 17.18.110, ESTABLISHES ALLOCATION OF PUBLIC MONEY TO PAY THE COSTS INCURRED BY CARSON CITY IN ASSUMING MAINTENANCE; SECTION 17.18.111, ESTABLISHES REVIEW AND DISSOLUTION OF MAINTENANCE DISTRICT; AND SECTION 17.18.112, ESTABLISHES APPEAL PROCESS, and the motion also includes the noted changes made by Supervisor Aldean. Supervisor Aldean seconded the motion. Comments were solicited but none were given. The motion carried 5-0. Mayor Teixeira commended Mr. Moellendorf for his work on the ordinance. Mr. Moellendorf thanked Mr. Benton and Attorney Noel Waters for their assistance.

12. DEVELOPMENT SERVICES - PLANNING - Director Walter Sullivan

D. ACTION TO APPROVE A TENTATIVE SUBDIVISION MAP FROM LUMOS ENGINEERING FOR C AND D DEVELOPERS, LLC (PROPERTY OWNER: CARSON CITY) TO ALLOW 22 SEPARATE UNITS WITHIN 4 HANGARS THAT ARE CURRENTLY UNDER CONSTRUCTION ON PROPERTY ZONED PUBLIC REGIONAL (PR) LOCATED AT 2600 EAST COLLEGE PARKWAY, CARSON CITY AIRPORT, LEASE PARCEL 219A, APN 008-901-01 (FILE TSM-07-060) (11:01:50) - Lumos and Associates Representative Randal Long acknowledged that the packets covered all of the information regarding the tentative subdivision. They concur with the staff and Planning Commission's actions. Supervisor Staub moved to approve the Tentative Subdivision Map from Lumos Engineering for C and D Developers, LLC, property owner: Carson City, to allow 22 separate units within four hangars that are currently under construction on property zoned Public Regional, PR, located at 2600 East College Parkway, Carson City Airport, Lease Parcel 219A, APN 008-901-01. Supervisor Livermore seconded the motion. Supervisor Aldean felt certain that the map will be approved. She is not opposed to the project per sé. Every approved hangar at the airport increases air traffic and exasperates the existing safety issues. She wanted to keep the City focused on the development of a financing plan that will accelerate the relocation of the runway and provide the people at the east end of the airport with some relief. She will vote no on the motion as a matter of principal because we need to stay focused and get the work accomplished. Supervisor Staub indicated that the Airport Authority will consider the plan at its August meeting. The motion to approve the Tentative Subdivision Map was voted and carried 4-1 with Supervisor Aldean voting Naye. Comments noted that the improvements will help with the Airport's revenue picture.

CARSON CITY BOARD OF SUPERVISORS

Minutes of the June 21, 2007, Meeting

Page 12

DRAFT

A. ACTION TO INTRODUCE, ON FIRST READING, AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE TITLE 18, ZONING, CHAPTER 18.12, GROWTH MANAGEMENT, SECTION 18.12.015, PURPOSE, MODIFYING THE LIST OF CITY RESOURCES THAT ARE ROUTINELY CONSIDERED BY THE GROWTH MANAGEMENT COMMISSION AND THE BOARD OF SUPERVISORS EACH YEAR IN RECOMMENDING AND ESTABLISHING RESIDENTIAL ALLOCATIONS, AND OTHERS MATTERS PROPERLY RELATED THERETO (FILE ZCA-07-072) (11:05:55) - City Manager Linda Ritter, Public Works Director Walter Sullivan - Staff recommended restricting the items considered by the Commission to just water and sewer as the Commission does not control the departmental budgets and staffing. They are controlled by the Board. The Board can consider the other issues, if desired. The rationale for the two negative Commission votes was explained. Mayor Teixeira explained his belief that the ordinance has outgrown its purpose and is outdated. His belief was based on the amount of "dirt" left for new development to occur and the current level of new construction. Mr. Sullivan also felt that the ordinance should be considered at budget time so that the departmental issues can be considered by the Board in a timely fashion. Discussion among Mayor Teixeira, Mr. Sullivan and Ms. Ritter explained staff's belief that the growth rate needed to be maintained at a 3% level even if all of the allotments for that level are not used annually. It provides sustainability for the City's water and sewer resources and systems. Mayor Teixeira felt that it was a "drill" that costs the City time and effort without achieving anything. Ms. Ritter pointed out that tying it to the water and sewer systems/resources restricts the amount of work required for the presentation.

Supervisor Aldean felt that the ordinance is a proactive program that makes the City a leader in new and innovative methods of utilizing its resources. Las Vegas was cited to illustrate what happens with uncontrolled growth. The purpose statement was cited to illustrate and emphasize the need for controlled growth which benefits the community's quality of life. She supported changing the timing for presentation of the allotments. She suggested that the purpose statement be revised to allow the Board to consider other resources and impacts as it determines advisable. The ordinance revision needed to conform with her suggestion was provided.

Mr. Burnham explained the comprehensive reporting required by the State Engineer and NDEP. Providing it to Mr. Sullivan does not create a hardship for his Department.

Mayor Teixeira reiterated his belief that it is an unnecessary drill. He acknowledged that the builders' support of the ordinance and their dislike of his actions killing the "bank" several years ago. He stressed that the recent actual growth had been in the one percent range and not the authorized three percent level. He expressed a willingness to support the Board's action even though he felt it was an unnecessary "drill".

Supervisor Williamson moved to introduce on first reading Bill No. 116, AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE TITLE 18, ZONING, CHAPTER 18.12, GROWTH MANAGEMENT, SECTION 18.12.015, PURPOSE, MODIFYING THE LIST OF CITY RESOURCES THAT ARE ROUTINELY CONSIDERED BY THE GROWTH MANAGEMENT COMMISSION AND BOARD OF

CARSON CITY BOARD OF SUPERVISORS

Minutes of the June 21, 2007, Meeting

Page 13

DRAFT

SUPERVISORS EACH YEAR IN RECOMMENDING AND ESTABLISHING RESIDENTIAL ALLOCATIONS AND OTHER MATTERS PROPERLY RELATED THERETO. Following a request for an amendment, Supervisor Williamson amended her motion to remove "and Board of Supervisors" from the motion. Following a second request, Supervisor Williamson added under Item (2)C "other resources or services amended by the Board" the items that had been struck (in that section as primary considerations). Supervisor Aldean then seconded the motion with the inclusion of the amendments. Motion carried 4-1 with Mayor Teixeira voting Naye.

B. ACTION TO APPROVE AN APPLICATION FOR AN ABANDONMENT OF PUBLIC RIGHT-OF-WAY FROM GREG PHILLIPS OF TRI STATE SURVEYING (PROPERTY OWNERS: MATLAVAGE 2004 FAMILY TRUST AND RONALD AND MARSHA BURGESS) TO ABANDON A 20 FOOT WIDE PORTION OF PUBLIC RIGHT-OF-WAY ON THE EAST SIDE OF PINION HILLS DRIVE ALONG THE ENTIRE BLOCK BETWEEN CAMUS ROAD AND ELYMUS ROAD ON PROPERTY ZONED SINGLE FAMILY ONE ACRE (SF1A) LOCATED AT 2149 AND 2249 PINION HILLS DRIVE, APN'S 010-104-01 AND 010-104-03, AND FOR THE MAYOR TO SIGN THE ORDER OF ABANDONMENT (FILE AB-07-51) (11:23:45) - Comments were solicited but none were given. Supervisor Aldean moved to approve an application for an abandonment of public right-of way from Greg Phillips of Tri State Surveying, property owners: Matlavage 2004 Family Trust and Ronald and Marsha Burgess, to abandon a 20-foot wide portion of public right-of-way on the east side of Pinion Hills Drive along the entire block between Camus Road and Elymus Road on property zoned Single Family One Acre located at 2149 and 2249 Pinion Hills Drive, APN's 010-104-01 and 010-104-03, subject to the conditions of approval and for the Mayor to sign the order of abandonment. Supervisor Williamson seconded the motion. Motion carried 5-0.

C. ACTION TO APPROVE A MORATORIUM FROM APPROVING ADULT ENTERTAINMENT FACILITIES WITH THE LENGTH OF THE MORATORIUM BEING 90 DAYS. THE PURPOSE FOR THE MORATORIUM IS TO REVISE CCMC TITLE 18, SPECIFICALLY 18.03.010 DEFINITIONS-ADULT ENTERTAINMENT FACILITIES (FILE MISC-07-092) (8:44:10 and 11:25:52) - Pulled.

RECESS: A recess was declared at 11:26 a.m. The entire Board was present when Mayor Teixeira reconvened the meeting at 1:36 p.m., constituting a quorum.

13. CITY MANAGER - Linda Ritter

A. ACTION TO APPOINT ONE MEMBER TO THE LIBRARY BOARD OF TRUSTEES FOR A FOUR YEAR TERM EXPIRING JUNE 2011 (1:35:15) - The Board interviewed Melissa Dyer-Cobb, (1:46:30) Cynthia Jantzer, and (1:55:36) Phyllis Patton. The Board thanked each applicant for volunteering her services and urged those who are not selected to apply for other committees/commissions. The Board also thanked Ms. Patton for her service on the Board of Trustees. The Board was polled to select a nominee for the position. Justification for the selection was provided. Supervisor Livermore moved to appoint Phyllis Patton to the Carson City Library Board of Trustees for

CARSON CITY BOARD OF SUPERVISORS

Minutes of the June 21, 2007, Meeting

Page 14

DRAFT

a four-year term ending June 2011. Supervisor Aldean seconded the motion. Motion carried 5-0. Mayor Teixeira again thanked the applicants for volunteering their services and urged them to reapply for other positions.

C. ACTION TO ADOPT, ON SECOND READING BILL NO. 114, AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE CHAPTER 2.16, CARSON CITY PARKS AND RECREATION COMMISSION, SECTION 2.16.050 DUTIES AND RESPONSIBILITIES, BY REMOVING LANGUAGE THAT LIMITS THE PARKS AND RECREATION COMMISSION TO MAKING RECOMMENDATIONS REGARDING ONLY THE PARKS AND RECREATION DEPARTMENT'S CAPITAL BUDGETS, AND OTHER MATTERS PROPERLY RELATED THERETO (2:05:02) - Comments were solicited but none were given. Supervisor Livermore moved to adopt on second reading Bill No. 101, Ordinance No. 2007-16, AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE CHAPTER 2.16, CARSON CITY PARKS AND RECREATION COMMISSION, SECTION 2.16.050 DUTIES AND RESPONSIBILITIES, BY REMOVING LANGUAGE THAT LIMITS THE PARKS AND RECREATION COMMISSION TO MAKING RECOMMENDATIONS REGARDING ONLY THE PARKS AND RECREATION'S CAPITAL BUDGETS, AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Staub seconded the motion. Following a request for an amendment, Supervisor Livermore corrected the Bill No. to be 114. Supervisor Staub concurred with the amendment. The motion was voted and carried 5-0.

D. ACTION TO APPROVE A COST OF LIVING (COLA) INCREASE FOR UNCLASSIFIED PERSONNEL, EFFECTIVE JULY 1, 2007, PURSUANT TO RESOLUTION 2001-R-6 AS AMENDED (2:06:25) - Clerk-Recorder Alan Glover - Mayor Teixeira noted that his wife will be impacted by the proposed increase, therefore, he felt it was inappropriate for him to participate. He passed the gavel to Mayor Pro Tem Staub and left the room. (2:07 p.m. A quorum was still present.) Ms. Ritter's introduction including noting that her position is exempt from the proposed increase. She was uncertain what the COLA for the Sheriff's Protective Association and the Sheriff's Supervisory Association will be. They are in negotiations on them. Discussion noted that the resolution was not included in the packet. It was also noted that it has been the Board's practice to grant the same COLA increase to the unclassified personnel as that received by the CCEA members. Justification for this increase was based on the fact that it reduces the potential for compaction to occur between the CCEA members and the unclassified employees. The pros and cons of granting the increase during a tight budget period were discussed. It was suggested that the increase be deferred for six months and then, if the budget is in line, grant the increase retroactively. An objection to this suggestion was based on the feeling that this placed alignment of the budget on the backs of a few employees. These same employees had worked diligently with the City Manager and Finance to find ways to reduce the shortfall. They should not be singled out for different treatment than that given to the others. As a compromise it was suggested that a portion of the suggested COLA be granted, the budget analyzed in six months, and then recalculating the COLA to provide the originally suggested three percent. A second version of this compromise would grant 1.5% now and 1.5% in six months even though this amount would be more than the original 3%. The small overage would be considered as compensation for having to wait for the increase. Comments indicated that the funding is in the budget. Discussion also pointed out the need to be competitive with the City's compensation in

CARSON CITY BOARD OF SUPERVISORS

Minutes of the June 21, 2007, Meeting

Page 15

DRAFT

order to retain competent employees. Section K of the listing of Unclassified Employees Fringe Benefits as contained in the packet was read. It was felt that this terminology is obligatory. The Board reviews the appropriateness of the raises. Action by one Board cannot be used to force another Board to act in the same fashion. Public comments were solicited.

Mr. Glover explained that elected officials are not part of the group of unclassified employees being considered. He also advised that the COLA had been used as an incentive to get his Election Clerk to become unclassified. He opined that the employee moral throughout the City is "not that great" at this time. He pointed out that the employees have and are working with the City Manager to make the budget work. Without them anything the City Manager does may not work. The unclassified employees did not want to come and speak for themselves. A listing of his unclassified employees was provided. He urged the Board to give these hard working individuals the same pay increase as had been given to the others.

Ms. Ritter reiterated that the budget included the 3% increase. In February negotiations will commence with the Sheriff's Associations and CCEA. At that time they will know what will happen on the COLAs. She wished to treat all of the employees the same. The other associations are getting 3%. Discussion indicated that the Board could reduce the COLA in February 2008, if desired. At that time the budget status will be known. Discussion indicated that at that time the City may be looking at a layoff, particularly if the "pay fair but pay fewer" program does not work. Comments indicated that the employees are being kept in the loop on the status of the sales tax revenue. The unclassified employees are spread throughout all of the City Departments. The COLA will give them a "vote of confidence" that they can and will find ways to reduce the deficient. Ms. Ritter also opined that the City's recruitment includes a salary range that is competitive enough to provide good, competent, and experienced Department Heads. Although there was a desire to bifurcate the increase, it was felt that it should be done unilaterally rather than single out one group of employees.

Supervisor Williamson moved to approve a cost of living increase for unclassified personnel effective July 1, 2007, pursuant to Resolution No. 2001-R-6 as amended; fiscal impact is \$257,318.23, and the funding source is all operating funds. Supervisor Livermore seconded the motion. Comments were solicited but none were given. The motion was voted and carried 4-0-1 with Mayor Teixeira abstaining and absent.

B. ACTION TO APPROVE AN AGREEMENT BETWEEN CARSON CITY AND THE BREWERY ARTS CENTER (BAC) TO PROVIDE PUBLIC, EDUCATION AND GOVERNMENTAL ACCESS PROGRAMMING AND SERVICES FROM JULY 1, 2007 THROUGH JUNE 30, 2010 (2:36:14) - BAC Executive Director John Procaccini, Mike Furlong - Mr. Procaccini described the landscaping that is being done at the Center. He complimented Ms. Ritter and Community Relations Officer Teixeira for their assistance and the Board for its support. He invited the Board and public to come and see the new media center, which is almost finished. The productions are increasing in numbers. He has an active, community minded board. Discussion indicated that his Board has reviewed and approved the agreement. Current and proposed funding for the services were delineated. All of the equipment that has been acquired by these funds belongs to the City and will revert to the City if another provider is retained. There is an inventory of the equipment. Finance maintains this listing and advised them on how

CARSON CITY BOARD OF SUPERVISORS

Minutes of the June 21, 2007, Meeting

Page 16

DRAFT

to dispose of the old, unusable equipment. If the new equipment is more than the \$140,000 City commitment, BAC will purchase the equipment with other revenue.

The status of the BAC studio was described. The Sierra Room feed is currently being sent direct to Charter. When the studio is completed, it will go to the studio and then to Charter. Mr. Procaccini hoped to have the feed from the Legislature in place within four weeks. Equipment purchases are made through the City's Purchasing and Contracts Division. The state of the art equipment is being acquired. They are being selective in their acquisitions. They are not acquiring the most expensive equipment in the market place. Justification for the use of Windows XP and Mac was provided. Access TV's ability to utilize either program was explained. They will be able to provide good quality work with their system.

Discussion then explained the programming hours, the plan to involve students from the high school, and the proposal to involve students at WNCC. It was felt that meeting the commitment to provide 30 hours of programming will be a challenge and a stretch, however, it is doable. Ms. Ritter committed staff to work with them to ensure the success of the program. Mr. Procaccini explained the operational plan to obtain that goal. He acknowledged that it may take the entire year to reach that goal. Mr. Furlong described the flexibility that has been provided with the new equipment which lead him to believe that they will be able to achieve the goals. Additional projects were noted that also supported his belief. He felt that the community has a lot of filming out there that will meet the criteria. The revenue from these programs was noted to illustrate the need for the service in the community. He was committed to being proactive and "getting out there". Mayor Teixeira opined that this approach will be shown in their working together to get the Legislative Council Bureau and the Legislature online. This will make Access TV the Nevada channel for information. The process used to get these sites online was described. The programming is now being shared statewide. Examples illustrating the shared programming was limned. Once this process becomes live, it will be possible to do spot interviews from the City Hall. Mr. Furlong explained CSPAN's contact with Access TV to obtain interviews with all of the presidential candidates. Comments indicated that other programs which have been aired in the past may return. There are lots of good ideas out there. With a studio to film in and supporting talent, they may be able to accomplish all of the goals as well as others not yet thought about.

Discussion between Supervisor Aldean and Ms. Ritter indicated that any governmental advisory committee/commission/board meeting in the Sierra Room shall be cablecast even though it is not specifically listed on Page 5 in Section 9. Mr. Procaccini pointed out that the additional hours may require them to cablecast from other meeting rooms besides the Sierra Room.

Supervisor Livermore complimented them on the quality of the programming. They were a notable improvement over previous airings. He congratulated them on the productions. He felt that the technicians knew and understood how to focus and color their subjects.

Supervisor Williamson moved to approve an agreement between Carson City and Brewery Arts Center to provide public, education, and governmental access programming and services from July 1, 2007, through June 30, 2010, with a fiscal impact of \$140,000 annually to be paid from the general fund; fiscal

CARSON CITY BOARD OF SUPERVISORS

Minutes of the June 21, 2007, Meeting

Page 17

DRAFT

impact is \$140,000. Supervisor Livermore seconded the motion. Motion carried 5-0.

E. DISCUSSION AND POSSIBLE ACTION TO SET THE ANNUAL SALARY OF THE BOARD OF SUPERVISORS AS PROVIDED FOR IN SENATE BILL 516, WHEREBY THE BOARD MAY BY A VOTE OF AT LEAST A MAJORITY OF ALL THE MEMBERS OF THE BOARD TO APPROVE AN INCREASE NOT TO EXCEED 4 PERCENT (3:00:35) - Chief Deputy District Attorney Melanie Bruketta - Discussion indicated that the Board could increase its salary up to four percent. Due to questions regarding whether the Board had to accept the increase or if a smaller amount could be approved, the matter was continued later in the meeting.

(3:28:21) Ms. Ritter indicated that the Board could increase its salary up to four percent of the 2003 salary. If Mayor Teixeira wished to forego the increase, the City could continue to pay him and he could return it to the General Fund. Supervisor Staub expressed an intent to forego the increase. He expressed his belief that the action taken on the unclassified COLA increase had been right and fair. Supervisor Williamson noted that she is not running for office at this time. She felt that she should receive fair compensation for her worth. Supervisor Livermore explained his knowledge of the Churchill County Commissioner's decision and expressed his belief that the Board is just as important as the other County Commissions and should be fairly compensated. He supported a four percent increase. Supervisor Aldean expressed her difficulty in getting an increase during the current financial position the City is facing. She respected the other Board members and felt that they were all hard working and dedicated individuals. Under the City's current financial situation, however, she could not support getting a raise at this time. Mayor Teixeira felt that he was blessed to have a Board whose members all carried a load. In response to his question, Ms. Ritter indicated that the budget had included more for the other elected officials than the Legislature had granted. Therefore, funding is available for this purpose even though it is not specifically earmarked for this purpose. Mayor Teixeira noted that this would be "borrowing from Peter to pay Paul", which he could not support. He also indicated that he will not support anything in the future that is not specifically listed in the budget. Supervisor Livermore moved to approve a four percent increase in salary for the Mayor and Board of Supervisors effective July 1, 2007, as provided in Senate Bill 516. Supervisor Williamson seconded the motion. The motion was voted by roll call with the following results: Mayor Teixeira - No; Supervisor Aldean - No; Supervisor Staub - No; Supervisor Williamson - Yes; and Supervisor Livermore - Yes. The motion failed on a 2-3 vote. No additional action was taken.

14. OFFICE OF BUSINESS DEVELOPMENT - Manager Joe McCarthy - PRESENTATION AND OVERVIEW OF CURRENT AND FUTURE ACTIVITIES OF THE OFFICE OF BUSINESS DEVELOPMENT (3:02:50) - Mr. McCarthy offered to reschedule the presentation if desired by the Board. Board comments felt that Item E should be continued, if necessary. A power point presentation was given explaining the purpose, efforts, the marketing field's competitive nature, efforts to differentiate the City's program from other jurisdictions, and the message indicating that the City is on the right track and will be successful at some point. (A copy of the power point presentation is in the file.) The variety of reasons the marketing efforts were rejected were noted. It was felt that the community has potential but may not be right for large companies. The City's retail market was then described. This message was sent

CARSON CITY BOARD OF SUPERVISORS

Minutes of the June 21, 2007, Meeting

Page 18

DRAFT

to all retailers. A packet of marketing materials was given to the Board and Clerk. (A copy is in the file.) Media coverage regarding the community was cited to illustrate the marketability of the community. This material was felt to be worth more than \$750,000 in publicity for the community. Amenities which are seen as attractions to the area were listed. They included the location between Reno and Tahoe, the medical center, the community college, the City's growth rate, the ability to soon reclaim the downtown area, the communities arts and cultural activities, and the community's diversification. Supervisor Livermore pointed out the need to "continue fishing for investors who are willing to take on empty boxes like the former Supply One building and convert them to usable structures". A listing of other investors and their activities was provided. The need for the completion of Interstate 580 was indicated as being crucial to the economic development within the community. At this point, Mayor Teixeira returned to the previous item as Supervisor Staub needed to leave soon.

(3:33:45) (Supervisor Staub left the meeting at 3:34 p.m. A quorum was still present.) Mr. McCarthy continued with his power point by highlighting his to do list of items. He described a potential infill project at the former V&T Roundhouse site and potential uses of the Federal Building, such as a library. Benefits of having additional conferences in the City were also limned.

Supervisor Aldean suggested carrying the historical theme of the downtown area throughout the community. The branding needs to have a community wide base. Mr. McCarthy concurred that it is important that they be community wide and not restricted to just one area or item. Supervisor Williamson complimented Mr. McCarthy and Ms. Westergard on their efforts. She acknowledged that the to do list is ambitious and challenging but felt that it is doable over time. Supervisor Livermore felt that completion of the Interstate will provide an opportunity to redefine the downtown and make the infill projects successful. He also complimented Mr. McCarthy and Ms. Westergard on their excitement about their jobs and complimented them on their efforts. Supervisor Aldean noted a San Francisco *Chronicle* news article and suggested that the City's moto be one indicating pride in our history. Mayor Teixeira cited various changes he had observed in the downtown area and along the corridor including the park between City Hall and the Legislature and the lack of boarded up windows. He felt that the effort indicated there is a vision of the future. It will require marketing and buy-in by the private sector. The horizon looks bright. Informational packets were distributed to the Board and Clerk. (One is in the file.) No formal action was required or taken.

15. BOARD OF SUPERVISORS - NON-ACTION ITEMS:

A. INTERNAL COMMUNICATIONS AND ADMINISTRATIVE (3:47:15) - None.

B. STAFF COMMENTS AND STATUS REPORT (3:47:25) - City Manager Linda Ritter indicated that Departments will begin providing reports to the Board. Mayor Teixeira directed that these reports be placed at the end of the agenda. No formal action was taken or required.

16. ACTION TO ADJOURN (3:48:49) - Supervisor Aldean moved to adjourn. Supervisor Williamson seconded the motion. Motion carried 4-0. Mayor Teixeira adjourned the meeting at 3:49 p.m.

CARSON CITY BOARD OF SUPERVISORS

Minutes of the June 21, 2007, Meeting

Page 19

DRAFT

The Minutes of the June 21, 2007, Carson City Board of Supervisors meeting

ARE SO APPROVED ON _____, 2007.

Marv Teixeira, Mayor

ATTEST:

Alan Glover, Clerk-Recorder