

CARSON CITY BOARD OF SUPERVISORS

Minutes of the September 18, 2014 Meeting

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A regular meeting of the Carson City Board of Supervisors was scheduled for 8:30 a.m. on Thursday, September 18, 2014 in the Community Center Sierra Room, 851 East William Street, Carson City, Nevada.

PRESENT: Mayor Robert Crowell
Supervisor Karen Abowd, Ward 1
Supervisor Brad Bonkowski, Ward 2
Supervisor John McKenna, Ward 3
Supervisor Jim Shirk, Ward 4

STAFF: Nick Marano, City Manager
Alan Glover, Clerk - Recorder
Marena Works, Deputy City Manager
Randal Munn, Chief Deputy District Attorney
Kathleen King, Chief Deputy Clerk

NOTE: A recording of these proceedings, the Board's agenda materials, and any written comments or documentation provided to the Clerk, during the meeting, are part of the public record. These materials are available for review, in the Clerk's Office, during regular business hours.

1 - 4. CALL TO ORDER, ROLL CALL, INVOCATION, AND PLEDGE OF ALLEGIANCE (8:30:10) - Mayor Crowell called the meeting to order at 8:30 a.m. Mr. Glover called the roll; a quorum was present. Good Shepherd Wesleyan Church Pastor Nick Emery provided the invocation. At Mayor Crowell's request, Assistant Alternative Sentencing Chief Cate Summers led the pledge of allegiance.

5. PUBLIC COMMENT (8:31:27) - Mayor Crowell entertained public comment; however, none was forthcoming. (8:45:26) Mayor Crowell entertained public comment. (8:46:13) Reba Montrose discussed concerns over a friend's daughter who was denied a scholarship. Mr. Marano offered to address Ms. Montrose's concerns. Mayor Crowell entertained additional public comment; however, none was forthcoming.

6. POSSIBLE ACTION ON APPROVAL OF MINUTES - June 5, 2014 (8:31:56) - Mayor Crowell introduced this item, and entertained suggested revisions. Supervisor Bonkowski moved to approve the minutes, as presented. Supervisor Abowd seconded the motion. Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote. Motion carried 5-0.

7. POSSIBLE ACTION ON ADOPTION OF AGENDA (8:32:19) - Mayor Crowell entertained modifications to the agenda; however, none were forthcoming.

8. SPECIAL PRESENTATIONS OF LENGTH OF SERVICE AWARDS FOR CITY EMPLOYEES (8:32:37) - Mayor Crowell introduced this item, and requested the Board members to join him at the podium. Mayor Crowell presented Risk Management Coordinator Cecilia Meyer a Certificate of Appreciation for her five years of continuous, dedicated service to the City. Mayor Crowell presented Certificates of Appreciation to Judicial Clerk Cristal Cooper, Fiscal Analyst Cindy Mills, Skilled Trades Technician Ron Reed, Sergeant Nate Brehm, and Judicial Clerk Christine Franz for their ten years of dedicated service to the City. Mayor Crowell presented a Certificate of Appreciation to Recreation Program Supervisor Tami Jennings for her 15 years of continuous, dedicated service to the City. Mayor

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Crowell presented Certificates of Appreciation to Sergeant Michael Cullen, Captain Jeffrey Melvin, and Sergeant Darrin Sloan for their 20 years of continuous, dedicated service to the City. Mayor Crowell presented Certificates of Appreciation to Assistant Alternative Sentencing Chief Cate Summers and Legal Secretary Gina Winder for their 25 years of continuous, dedicated service to the City. The Board members, City staff, and the citizens present applauded each of the employees. Photographs were taken and the Board members returned to the dais.

9. RECESS BOARD OF SUPERVISORS (8:52:07) - Mayor Crowell recessed the Board of Supervisors at 8:52 a.m.

LIQUOR AND ENTERTAINMENT BOARD

10. CALL TO ORDER AND ROLL CALL (8:52:12) - Chairperson Crowell called the Liquor and Entertainment Board to order at 8:52 a.m., noting the presence of a quorum, including Member Ken Furlong.

11. PUBLIC COMMENT

12. POSSIBLE ACTION ON APPROVAL OF MINUTES - April 17, 2014 (8:52:23) - Chairperson Crowell introduced this item, and entertained suggested revisions. **Member Abowd moved to approve the minutes, as published. Member Bonkowski seconded the motion.** Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote. **Motion carried 6-0.**

13. COMMUNITY DEVELOPMENT DEPARTMENT, BUSINESS LICENSE DIVISION - POSSIBLE ACTION TO APPROVE GARY P. JOHNSON AS THE SECONDARY LIQUOR MANAGER FOR DOLGEN MIDWEST, LLC DBA DOLLAR GENERAL, LIQUOR LICENSE NO. 15-29913, LOCATED AT 3059 HIGHWAY 50 EAST (8:52:50) - Chairperson Crowell introduced this item, and Senior Permit Technician Lena Reseck reviewed the agenda materials. (8:53:29) Attorney Colby Balkenbush, representing Gary Johnson, introduced himself for the record. In response to a question, Ms. Reseck advised of staff's recommendation of approval. In response to a question, Member Furlong advised of no problems at Dollar General. Ms. Reseck responded to questions of clarification regarding Mr. Johnson's designation as the secondary liquor manager.

(8:54:17) Mr. Balkenbush expressed appreciation for staff's recommendation of approval, and requested the board to adopt the recommendation.

Chairperson Crowell entertained public comment and, when none was forthcoming, a motion. **Member Abowd moved to approve Gary P. Johnson as the secondary liquor manager for Dolgen Midwest, LLC, dba Dollar General, liquor license number 15-29913, located at 3059 Highway 50 East. Members Bonkowski and McKenna seconded the motion.** Chairperson Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

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RESULT:	Approved [6 - 0]
MOVER:	Member Karen Abowd
SECOND:	Members Brad Bonkowski and John McKenna
AYES:	Members Abowd, Bonkowski, McKenna, Furlong, Shirk, Chair Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

14. PUBLIC COMMENT (8:55:03) - Chairperson Crowell entertained public comment; however, none was forthcoming.

15. ACTION TO ADJOURN LIQUOR AND ENTERTAINMENT BOARD (8:55:16) - Chairperson Crowell adjourned the Liquor and Entertainment Board meeting at 8:55 a.m.

16. RECONVENE BOARD OF SUPERVISORS (8:55:22) - Mayor Crowell reconvened the Board of Supervisors at 8:55 a.m.

ORDINANCES, RESOLUTIONS, AND OTHER ITEMS

17. AIRPORT AUTHORITY - POSSIBLE ACTION TO APPROVE THE THIRD ADDENDUM FOR THE LEASE, BETWEEN JAMES WICKERSHAM (SHADETREE AVIATION, INC.) AND THE CARSON CITY AIRPORT AUTHORITY, FOR PARCEL W1-B ON THE MAPS RECORDED WITH THE ORIGINAL LEASE AS DOCUMENT NO. 6395 (ORIGINALLY TITLED SAGE AIR SERVICE LEASE) (8:55:25) - Mayor Crowell introduced this item, and advised that he would abstain from participating in discussion and action due to his law partnership with Airport Authority Counsel Steve Tackes. Mayor Crowell passed the gavel to Mayor *Pro Tem* Karen Abowd, and stepped away from the dais.

(8:55:42) Airport Authority Counsel Steve Tackes provided background information on this item, reviewed the agenda materials, and responded to questions of clarification.

Mayor *Pro Tem* Abowd entertained public comment and, when none was forthcoming, a motion. **Supervisor Bonkowski moved to approve the Third Addendum for the Lease, between James Wickersham (Shadetree Aviation, Inc.) and the Carson City Airport Authority, for Parcel W1-B on the maps recorded with the original lease, as Document No. 6395 (originally titled "Sage Air Service Lease"). Supervisor McKenna seconded the motion.** Mayor *Pro Tem* Abowd entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [4 - 0 - 1]
MOVER:	Supervisor Brad Bonkowski
SECOND:	Supervisor John McKenna
AYES:	Supervisors Bonkowski, McKenna, Shirk, and Mayor <i>Pro Tem</i> Abowd
NAYS:	None
ABSENT:	None
ABSTAIN:	Mayor Robert Crowell

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Mayor *Pro Tem* Abowd thanked Mr. Tackes, and returned the gavel to Mayor Crowell, who had returned to the dais.

18. ASSESSOR

18(A) POSSIBLE ACTION TO APPROVE THE REMOVAL OF THE TAXES FROM THE 2014 / 2015 REAL PROPERTY TAX ROLL ON APN 001-211-04, 900 WEST SUNSET WAY, PURSUANT TO NRS 361.091, IN THE AMOUNT OF \$44.25 (9:03:35) - Mayor Crowell introduced this item, and Chief Deputy Assessor Kimberly Adams reviewed the agenda materials. Mayor Crowell entertained public comment and, when none was forthcoming, Board member comments. When no comments were forthcoming, he entertained a motion. **Supervisor Bonkowski moved to approve the removal of the taxes from the 2014 / 2015 real property tax roll from Assessor's Parcel No. 001-211-04, 900 West Sunset Way, pursuant to NRS 361.091, in the amount of \$44.25. Supervisor Abowd seconded the motion.** Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Brad Bonkowski
SECOND:	Supervisor Karen Abowd
AYES:	Supervisors Bonkowski, Abowd, McKenna, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

18(B) POSSIBLE ACTION TO APPROVE THE CORRECTION / DECREASE OF THE TAXES FOR THE 2014 / 2015 TAX YEAR FOR PARCEL NUMBER 007-581-07, 1540 SILVER OAK DRIVE, PURSUANT TO NRS 361.765, IN THE AMOUNT OF \$624.97 (9:04:50) - Mayor Crowell introduced this item, and Chief Deputy Assessor Kimberly Adams reviewed the agenda materials. Mayor Crowell entertained public and Board member questions or comments. Ms. Adams responded to questions of clarification regarding the economic obsolescence applied to the subject and surrounding properties. Mayor Crowell entertained a motion. **Supervisor McKenna moved to approve the correction / decrease of the taxes for the 2014 / 15 tax year for APN 007-581-07, 1540 Silver Oak Drive, pursuant to NRS 361.765, in the amount of \$624.97. Supervisor Abowd seconded the motion.** Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor John McKenna
SECOND:	Supervisor Karen Abowd
AYES:	Supervisors McKenna, Abowd, Bonkowski, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

18(C) POSSIBLE ACTION TO APPROVE THE CORRECTION, DECREASE OF THE TAXES FOR THE 2014 / 2015 FISCAL YEAR FOR PARCEL NUMBER 008-562-34, 1910 NEPTUNE COURT, PURSUANT TO NRS 361.765, IN THE AMOUNT OF \$431.62 (9:06:24) - Mayor Crowell introduced this item. Chief Deputy Assessor Kimberly Adams reviewed the agenda

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materials, and responded to questions of clarification. Mayor Crowell entertained a motion. **Supervisor McKenna moved to approve the corrections, decrease of the taxes for the 2014 / 2015 fiscal year for APN 008-562-34, 1910 Neptune Court, pursuant to NRS 361.765, in the amount of \$431.62. Supervisor Bonkowski seconded the motion.** Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor John McKenna
SECOND:	Supervisor Brad Bonkowski
AYES:	Supervisors McKenna, Bonkowski, Abowd, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

19. PUBLIC WORKS DEPARTMENT

19(A) POSSIBLE ACTION TO ADOPT A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO SIGN THE JOINT FUNDING AGREEMENT FOR WATER RESOURCE INVESTIGATIONS, BETWEEN CARSON CITY AND THE U.S. DEPARTMENT OF THE INTERIOR, U.S. GEOLOGICAL SURVEY (9:08:38) - Mayor Crowell introduced this item. Utility Manager David Bruketta reviewed the agenda materials, and responded to questions of clarification regarding the funding mechanism. Mayor Crowell entertained public comment and, when none was forthcoming, a motion. **Supervisor Abowd moved to adopt Resolution No. 2014-R-26, a resolution approving and authorizing the Mayor to sign the Joint Funding Agreement for Water Resource Investigations, between Carson City and the U.S. Department of the Interior, U.S. Geological Survey. Supervisor Bonkowski seconded the motion.** Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Karen Abowd
SECOND:	Supervisor Brad Bonkowski
AYES:	Supervisors Abowd, Bonkowski, McKenna, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

19(B) POSSIBLE ACTION TO EXTEND A LEASE, ENTERED INTO BETWEEN THE CITY AND EVANS BROADCASTING COMPANY, INC. (HEREINAFTER "LESSEE") FOR A PERIOD OF THREE MONTHS, UNDER THE SAME CONDITIONS, TO ALLOW ADDITIONAL TIME TO FACILITATE NEGOTIATIONS ON A CONTRACT EXTENSION OR TERMINATION (9:10:41) - Mayor Crowell introduced this item, and Public Works Department Director Darren Schulz reviewed the agenda materials. Mr. Schulz acknowledged no detriment to the City, and responded to additional questions of clarification. Mayor Crowell entertained public comment and, when none was forthcoming, a motion. **Supervisor Bonkowski moved that the City offer to Lessee to extend the lease term by three months, under the same terms and conditions, to facilitate continued negotiations on a contract extension or termination. Supervisor Abowd seconded the motion.** Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

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RESULT:	Approved [5 - 0]
MOVER:	Supervisor Brad Bonkowski
SECOND:	Supervisor Karen Abowd
AYES:	Supervisors Bonkowski, Abowd, McKenna, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

20. PURCHASING AND CONTRACTS - POSSIBLE ACTION TO AUTHORIZE CARSON CITY TREASURER AL KRAMER TO SIGN A NO FEE CONTRACT WITH BANK OF AMERICA MERRILL LYNCH FOR PURCHASING CARD SERVICES, THROUGH SEPTEMBER 17, 2017 (9:13:09) - Mayor Crowell introduced this item, and Purchasing and Contracts Manager Kim Belt reviewed the agenda materials. Treasurer Al Kramer responded to questions of clarification. Mayor Crowell entertained additional questions or comments and, when none were forthcoming, public comments. When no public comments were forthcoming, he entertained a motion. **Supervisor Abowd moved to authorize Al Kramer, Carson City Treasurer, to sign a no-fee contract with Bank of America Merrill Lynch for purchasing card services, through September 17, 2017, Contract File No. 1415-047. Supervisor McKenna seconded the motion.** Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Karen Abowd
SECOND:	Supervisor John McKenna
AYES:	Supervisors Abowd, McKenna, Bonkowski, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

21. FINANCE DEPARTMENT

21(A) DISCUSSION AND POSSIBLE ACTION TO ACCEPT THE AUDIT COMMITTEE'S RECOMMENDATION TO FUND THE EMPLOYEE EFFICIENCY STUDY BEING PERFORMED BY MOSS-ADAMS, LLP, USING \$20,000 FROM THE FY 2015 INTERNAL AUDIT BUDGET; \$7,000 FROM THE FY 2015 SHERIFF'S GENERAL FUND BUDGET; AND \$25,000 FROM THE FY 2015 GENERAL FUND CONTINGENCY ACCOUNT (9:21:15) - Mayor Crowell introduced this item, and Audit Committee Chair Michael Bertrand reviewed the agenda materials. Moss-Adams, LLP Policy and Planning Director Mark Steranka responded to questions regarding the timing and funding of the employee efficiency study, and extensive discussion followed.

Mayor Crowell entertained public comment. (9:37:58) Treasurer Al Kramer discussed goals for his department, and expressed the opinion that the internal auditors will “come up with a great list, but ... that list is probably already on the books here someplace and we're moving towards implementation.”

In response to Mr. Kramer's comments, Mr. Steranka acknowledged that findings and recommendations will be reported “that leverage heavily ideas from the employees, your managers, your directors, as it should. Whether those things are on the books or not, ... some of those ideas will be things that either the

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City is working on today, the City is thinking about working on in the future and, just for our discussion ..., plenty of things that the City isn't thinking about or working on today or planning to tomorrow. ... you'll have a combination of all of the above but part of the ... beauty of doing that type of project is you're trying to elicit the good ideas from the staff because they know their jobs better than [the internal auditors] ever will and, lots of times, those ideas are there but they're not being acted upon. And so this is a platform to provide the City, as a whole, ... a road map ...”

Mr. Steranka responded to additional questions regarding the purpose for, and approach to, the efficiency study; and whether or not recommendations resulting from the study are implemented. At Supervisor McKenna's request, Chairperson Bertrand provided an overview of the discussion which took place at the Audit Committee. He responded to questions regarding the Audit Committee's goals and objectives.

Mayor Crowell entertained public comment. (9:50:24) Bradley Harris expressed confidence that the study will be valuable, but suggested that “it's going to require a certain amount of capacity to do it, ... and then it's going to require even more capacity from what are your already ... overworked managers to implement this.” He requested the Board to consider the subject item “from the standpoint of how do we protect that time so they can actually get it done because it is very common for this stuff to come back and then, in the heat of the day, nothing really gets well-executed.” He further suggested considering the method by which to establish priorities for “all the good ideas that come back.”

Mayor Crowell entertained a motion. **Supervisor McKenna moved to accept the Audit Committee's recommendation to fund the employee efficiency study being performed by Moss-Adams, LLP, using \$20,000 from the FY 2015 Internal Audit budget; \$7,000 from the FY 2015 Sheriff's general fund budget; and \$25,000 from the FY 2015 general fund contingency account. Supervisor Abowd seconded the motion.** Mayor Crowell entertained discussion on the motion. Supervisor Bonkowski expressed agreement with Mr. Harris' comments relative to implementing recommendations and coordinating with strategic planning. Mayor Crowell entertained additional discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor John McKenna
SECOND:	Supervisor Karen Abowd
AYES:	Supervisors McKenna, Abowd, Bonkowski, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

21(B) POSSIBLE ACTION TO ADOPT BILL NO. 112, ON SECOND READING, AN ORDINANCE OF THE BOARD OF SUPERVISORS OF CARSON CITY, NEVADA, DESIGNATED BY THE SHORT TITLE, “2014C WATER REFUNDING BOND ORDINANCE”; PROVIDING FOR THE ISSUANCE OF ITS GENERAL OBLIGATION (LIMITED TAX) WATER REFUNDING BONDS (ADDITIONALLY SECURED BY PLEDGED REVENUES), SERIES 2014C; PROVIDING THE FORM, TERMS, AND CONDITIONS OF THE BONDS; PROVIDING FOR THE LEVY AND COLLECTION OF ANNUAL GENERAL (AD VALOREM) TAXES FOR THE PAYMENT OF SUCH BONDS; ADDITIONALLY SECURING THEIR PAYMENT BY A PLEDGE OF REVENUES DERIVED FROM THE WATER SYSTEM OF THE CITY; AND

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PROVIDING OTHER MATTERS PROPERLY RELATED THERETO (9:54:59) - Mayor Crowell introduced this item, and Finance Department Director Nick Providenti provided a brief overview of the process for receiving interest rate bids on September 11, 2014. Mr. Providenti advised that Pinnacle Public Finance was the winning bidder, and “the actual refunding savings will be \$287,774 ... plus or minus.”

Mayor Crowell entertained public comment and, when none was forthcoming, a motion. **Supervisor Abowd moved to adopt Bill No. 112, on second reading, Ordinance No. 2014-11, an ordinance of the Board of Supervisors of Carson City, Nevada, designated by the short title, “2014C Water Refunding Bond Ordinance”; providing for the issuance of its General Obligation (Limited Tax) water refunding bonds, additionally secured by pledged revenues, Series 2014C; providing the form, terms, and conditions of the bonds; providing for the levy and collection of annual general (ad valorem) taxes for the payment of such bonds; additionally securing their payment by a pledge of revenues derived from the water system of the City; and providing other matters relating thereto. Supervisor Bonkowski seconded the motion.** Mayor Crowell entertained discussion on the motion. In response to a question, John Peterson, of JNA Consulting, advised of possible additional savings “but we are taking some risk that [interest] rates will move up.” He reviewed details of various bids, and expressed the opinion that “there's more downside to waiting on this one than there is ... upside.” He pointed out that “the savings that we have here are good savings; well in excess of the City's policies in terms of percentage of savings.” He recommended moving forward, but advised that should the Board choose to delay, the subject bonds would be re-presented at the same time as the sales tax bonds in December. Mr. Peterson responded to additional questions of clarification regarding the present-value savings. Mayor Crowell entertained public comment and, when none was forthcoming, additional Board member comments. Supervisor Shirk advised of having voted against the bill, on first reading, but advised he would “vote in favor of this because we're reducing it and we're having a cost savings coming back to the City.” Mayor Crowell called for a vote on the pending motion.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Karen Abowd
SECOND:	Supervisor Brad Bonkowski
AYES:	Supervisors Abowd, Bonkowski, McKenna, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

21(C) POSSIBLE ACTION TO ADOPT BILL NO. 113, ON SECOND READING, AN ORDINANCE OF THE BOARD OF SUPERVISORS OF CARSON CITY, NEVADA, DESIGNATED BY THE SHORT TITLE, “2014D SEWER REFUNDING BOND ORDINANCE”; PROVIDING FOR THE ISSUANCE OF ITS GENERAL OBLIGATION (LIMITED TAX) SEWER REFUNDING BONDS (ADDITIONALLY SECURED BY PLEDGED REVENUES, SERIES 2014D; PROVIDING THE FORM, TERMS, AND CONDITIONS OF THE BONDS; PROVIDING FOR THE LEVY AND COLLECTION OF ANNUAL GENERAL (AD VALOREM) TAXES FOR THE PAYMENT OF SUCH BONDS; ADDITIONALLY SECURING THEIR PAYMENT BY A PLEDGE OF REVENUES DERIVED FROM THE SANITARY SEWER SYSTEM AND DRAINAGE SYSTEM OF THE CITY; AND PROVIDING OTHER MATTERS RELATED THERETO (10:03:00) - Mayor Crowell introduced this item, and Finance Department Director Nick Providenti reiterated an overview of the interest rate bid process. He advised that the actual savings will

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be a little over \$178,000, and recommended moving forward with the refunding bonds. Mayor Crowell entertained Board member and public questions or comments and, when none were forthcoming, a motion. **Supervisor Bonkowski moved to adopt Bill No. 113, on second reading, Ordinance No. 2014-12, an ordinance of the Board of Supervisors of Carson City, Nevada, designated by the short title, “2014D Sewer Refunding Bond Ordinance”; providing for the issuance of its General Obligation (Limited Tax) Sewer Refunding Bonds, additionally secured by pledged revenues, Series 2014D; providing the form, terms, and conditions of the bonds; providing for the levy and collection of annual general (ad valorem) taxes for the payment of such bonds; additionally securing their payment by a pledge of revenues derived from the sanitary sewer system and drainage system of the City; and providing other matters related thereto. Supervisors Abowd and McKenna seconded the motion.** Mayor Crowell entertained discussion on the motion. Supervisor Shirk advised of having voted in opposition to this item at introduction, on first reading, but that he would vote in favor of this item “because we’re refinancing and there’s a cost savings back to the City.” Mayor Crowell entertained additional discussion and, when none was forthcoming, called for a vote.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Brad Bonkowski
SECOND:	Supervisors Karen Abowd and John McKenna
AYES:	Supervisors Bonkowski, Abowd, McKenna, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

21(D) POSSIBLE ACTION TO ADOPT BILL NO 114, ON SECOND READING, AN ORDINANCE OF THE BOARD OF SUPERVISORS OF CARSON CITY, NEVADA, DESIGNATED BY THE SHORT TITLE, “2014E V&T HISTORICAL REFUNDING BOND ORDINANCE”; PROVIDING FOR THE ISSUANCE OF ITS CARSON CITY, NEVADA, GENERAL OBLIGATION (LIMITED TAX) V&T HISTORICAL REFUNDING BONDS (ADDITIONALLY SECURED BY PLEDGED REVENUES), SERIES 2014E; PROVIDING THE FORM, TERMS, AND CONDITIONS OF THE BONDS; PROVIDING FOR THE LEVY AND COLLECTION OF ANNUAL GENERAL (AD VALOREM) TAXES FOR THE PAYMENT OF SUCH BONDS; ADDITIONALLY SECURING THEIR PAYMENT BY A PLEDGE OF REVENUES DERIVED FROM CERTAIN SALES TAX IMPOSED BY THE CITY; AND PROVIDING OTHER MATTERS RELATED THERETO (10:04:58) - Mayor Crowell introduced this item, and Finance Department Director Nick Providenti provided an overview of the interest rate bid process. He advised of having anticipated approximately \$667,000 in savings and the actual savings, based on the bids, would be \$330,000. At his request, John Peterson, of JNA Consulting, explained the recommendation to postpone refunding of the V&T bonds. He discussed the plan to re-submit the subject bonds with the one-eighth cent sales tax bonds, and responded to questions of clarification.

Mayor Crowell expressed appreciation for the diligence demonstrated by Mr. Providenti and Mr. Peterson. Mayor Crowell entertained public comment; however, none was forthcoming. Consensus of the Board was to take no action on this item.

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21(E) POSSIBLE ACTION TO ACCEPT THE REPORT ON THE CONDITION OF EACH FUND IN THE TREASURY AND THE STATEMENTS OF RECEIPTS AND EXPENDITURES, THROUGH SEPTEMBER 8, 2014, PURSUANT TO NRS 251.030 AND NRS 354.290 (10:12:59) - Mayor Crowell introduced this item, and Finance Department Director Nick Providenti reviewed the agenda materials. Mayor Crowell entertained public and Board member comments and, when none were forthcoming, a motion. **Supervisor Bonkowski moved to accept the report on the condition of each fund in the treasury and the statements of receipts and expenditures, through September 8, 2014, pursuant to NRS 251.030 and NRS 354.290. Supervisor McKenna seconded the motion.** Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Brad Bonkowski
SECOND:	Supervisor John McKenna
AYES:	Supervisors Bonkowski, McKenna, Abowd, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

21(F) PUBLIC HEARING ON THE INTENT OF CARSON CITY, NEVADA TO ISSUE GENERAL OBLIGATION (LIMITED TAX) INFRASTRUCTURE SALES TAX BONDS (ADDITIONALLY SECURED BY PLEDGED REVENUES) IN AN AMOUNT OF UP TO \$13,600,000 TO FINANCE THE COST OF ACQUIRING, ESTABLISHING, CONSTRUCTING, EXPANDING, IMPROVING, AND EQUIPPING VARIOUS CITY INFRASTRUCTURE PROJECTS SET FORTH IN NRS 377B.160(3) (10:13:35) - Mayor Crowell introduced this item, and Finance Department Director Nick Providenti reviewed the agenda materials. Mayor Crowell entertained public comment and, when none was forthcoming, closed the public hearing. Mayor Crowell recessed the meeting at 10:15 a.m., and reconvened at 10:29 a.m.

22. DISTRICT ATTORNEY - POSSIBLE ACTION TO APPROVE, PURSUANT TO SECTION 3.070(3) OF THE CITY CHARTER, CARSON CITY'S JOINDER, AT THE DISCRETION OF THE CARSON CITY DISTRICT ATTORNEY'S OFFICE, IN THE AMICUS CURIAE BRIEF TO BE DRAFTED AND FILED JOINTLY BY THE HENDERSON CITY ATTORNEY'S OFFICE, THE NORTH LAS VEGAS CITY ATTORNEY'S OFFICE, AND THE CLARK COUNTY DISTRICT ATTORNEY'S OFFICE AND, THUS, DULY APPOINT THE AUTHOR(S) OF SUCH AMICUS BRIEF TO ACT AS SPECIAL DEPUTIES DISTRICT ATTORNEY FOR THE CARSON CITY DISTRICT ATTORNEY'S OFFICE IN FILING AN AMICUS BRIEF AND REPRESENTING THE AMICUS CURIAE INTERESTS OF CARSON CITY BEFORE THE NEVADA SUPREME COURT IN THE CASE *CITY OF RENO V. INTERNATIONAL ASSOCIATION OF FIREFIGHTERS, LOCAL 731, ET AL.*, CASE NO. 65934, BEFORE THE NEVADA SUPREME COURT (10:29:22) - Mayor Crowell introduced this item. Mr. Munn provided background information, reviewed the agenda materials, and responded to questions of clarification. Mayor Crowell entertained public comment and, when none was forthcoming, Board member comments. Supervisor Bonkowski discussed concerns regarding the funding required to be allocated from the City of Reno's general fund. He expressed support for approval of the joinder "because this has such far-reaching implications for us that it could be non-recoverable ... at some point." In response to a question, Mr. Munn advised of no legal downside "because ... there's going to be a decision by the Supreme Court that will

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affect all of us so we might as well be heard as being in support of this Board's authority to operate under [NRS] 288.” Mr. Munn pointed out that the exclusive jurisdiction for fighting these kinds of issues is before the Labor Relations Board not the district court. He explained “it's a lot easier to go to a district court and convince them to maintain the status quo, under threat of 27 people losing their jobs, than it is to go and prevail on merits in front of the Labor Relations Board.” In response to a question, Mr. Munn advised of no cost associated with the subject item.

Mayor Crowell entertained public comments and, when none were forthcoming, cautioned against becoming involved in a labor / management dispute on the factual issues. Mr. Munn assured the Board this wouldn't be a problem. Mayor Crowell entertained a motion. **Supervisor McKenna moved to approve, pursuant to Section 3.070(3) of the City Charter, Carson City's joinder at the discretion of the Carson City District Attorney in the Amicus Curiae brief to be drafted and filed jointly by the Henderson City Attorney's Office, the North Las Vegas City Attorney's Office, and the Clark County District Attorney's Office, and thus duly appoint the author(s) of such amicus brief to act as special deputies district attorney for the Carson City District Attorney in filing an amicus brief and representing the amicus curiae interests of Carson City before the Nevada Supreme Court in the case *City of Reno vs. International Association of Firefighters, Local 731, et al.*, Case No. 65934, before the Nevada Supreme Court. Supervisor Bonkowski seconded the motion.** Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor John McKenna
SECOND:	Supervisor Brad Bonkowski
AYES:	Supervisors McKenna, Bonkowski, Abowd, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

23. CITY MANAGER - POSSIBLE ACTION TO RATIFY THE APPROVAL OF BILLS AND OTHER REQUESTS FOR PAYMENT BY THE CITY MANAGER, FOR THE PERIOD OF AUGUST 12, 2014 THROUGH SEPTEMBER 8, 2014 (10:39:27) - Mayor Crowell introduced this item, and entertained public and Board member comments. When no comments were forthcoming, he entertained a motion. **Supervisor Abowd moved to ratify the approval of bills and other requests for payment by the City Manager for the period of August 12, 2014 through September 8, 2014. Supervisor Bonkowski seconded the motion.** Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Karen Abowd
SECOND:	Supervisor Brad Bonkowski
AYES:	Supervisors Abowd, Bonkowski, McKenna, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

24. HEALTH AND HUMAN SERVICES DEPARTMENT

24(A) POSSIBLE ACTION TO ADOPT, ON SECOND READING, BILL NO. 111, AN ORDINANCE AMENDING THE CARSON CITY MUNICIPAL CODE, TITLE 7, ANIMALS, CHAPTER 7.13, LICENSING AND REGULATIONS, TO AMEND SECTION 7.13.010, DEFINITIONS; TO AMEND SECTION 7.13.020, CARSON CITY ANIMAL SERVICES / POWERS; AND TO REPEAL AND RESERVE SECTION 7.13.040, COLLECTIONS / DISBURSEMENTS / FEE SCHEDULE, TO FURTHER PROVIDE FOR THE CONTRACT AUTHORITY OF THE BOARD OF SUPERVISORS TO CONTRACT OUT ANIMAL SERVICES WITH A SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS, INCORPORATED UNDER NEVADA REVISED STATUTES CHAPTER 574, FOR THEIR OPERATION, DIRECTION, SUPERVISION, REGULATION, POLICING, ENFORCEMENT, AND ANY OTHER POWERS THE CITY DEEMS NECESSARY OF THIS CHAPTER AS A PRIVATE, NON-PROFIT ENTITY, PURSUANT TO A CONTRACT AND / OR FEE SCHEDULE APPROVED BY THE CARSON CITY BOARD OF SUPERVISORS, AND OTHER MATTERS PROPERLY RELATED THERETO (10:39:58) - Mayor Crowell introduced this item, and Health and Human Services Department Director Nicki Aaker advised there had been no changes to the proposed ordinance since introduction, on first reading. Mayor Crowell entertained public and Board member comments and, when none were forthcoming, a motion. **Supervisor Abowd moved to adopt, on second reading, Bill No. 111, Ordinance No. 2014-13, an ordinance amending the Carson City Municipal Code, Title 7, Animals; Chapter 7.13, Licensing and Regulations, to amend Section 7.13.010, Definitions, to amend Section 7.13.020, Carson City Animal Services / Powers, and to repeal and reserve Section 7.13.040, Collections/Disbursements/Fee Schedule, to further provide for the contract authority of the Board of Supervisors to contract out animal services with a society for the prevention of cruelty to animals incorporated under Nevada Revised Statutes Chapter 574, for their operation, direction, supervision, regulation, policing, enforcement, and any other powers the City deems necessary of this Chapter as a private, non-profit entity, pursuant to a contract and / or fee schedule approved by the Carson City Board of Supervisors, and other matters properly related thereto. Supervisor McKenna seconded the motion.** Mayor Crowell entertained discussion on the motion. Supervisor Shirk expressed support for the proposed ordinance, but requested to “remove the verbiage that says, 'and any other powers the City deems necessary of this Chapter.’” In response to a question, Mr. Munn advised that striking the language would not be material to the changes to the Code “so it doesn't vitiate its validity as a notice.” Discussion followed with regard to the appropriate action, and Mr. Munn provided corresponding advice. **Supervisor Shirk moved to amend the motion to delete the words “and any other powers the City deems necessary of this Chapter.” Supervisor McKenna seconded the amendment.** Mayor Crowell entertained discussion on the amendment and, when none was forthcoming, expressed the opinion that the subject phrase encompasses “only what the law allows us to do right now.” He called for a vote on the pending amendment.

RESULT:	Approved [3 - 2]
MOVER:	Supervisor Jim Shirk
SECOND:	Supervisor John McKenna
AYES:	Supervisors Shirk, McKenna, Bonkowski
NAYS:	Supervisor Abowd and Mayor Crowell
ABSENT:	None
ABSTAIN:	None

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Mayor Crowell called for a vote on the amended motion.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Karen Abowd
SECOND:	Supervisor John McKenna
AYES:	Supervisors Abowd, McKenna, Bonkowski, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

Mr. Munn read into the record the phrase which was deleted from the title.

24(B) POSSIBLE ACTION TO APPROVE A LEASE AND A PROFESSIONAL ANIMAL SERVICES AND ENFORCEMENT AGREEMENT, BETWEEN CARSON CITY AND THE NEVADA HUMANE SOCIETY, A PRIVATE, NON-PROFIT NEVADA CORPORATION AND A SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS, INCORPORATED UNDER NRS 574, FOR ANIMAL SERVICES OPERATION, DIRECTION, SUPERVISION, REGULATION, POLICING, AND ENFORCEMENT (10:46:50) - Mayor Crowell introduced this item, and Health and Human Services Department Director Nicki Aaker reviewed the agenda materials. Ms. Aaker introduced Nevada Humane Society CEO Kevin Ryan, and provided an overview of his presentation. Mayor Crowell read into the record email correspondence from District 16 Senator Ben Kieckhefer. (10:48:40) Mr. Ryan narrated a PowerPoint presentation, copies of which had been distributed to the Board members and the Clerk prior to the start of the meeting. He responded to questions of clarification, and discussion took place throughout the presentation.

In response to a question, Mr. Munn explained the Board's authority to enter into the subject contract. In response to a further question, he advised that the statutory scheme in Nevada is relative to peace officers, not police. He explained that using the word "policing" would not grant the Nevada Humane Society any authority over any other laws than what they're specifically entitled to utilize under NRS 574 and the Carson City Municipal Code. Supervisor Bonkowski pointed out that the word "policing" was further defined under Section 2.7.2 of Exhibit A, included in the agenda materials, and read a portion of the section into the record. Mr. Munn provided additional clarification.

Mr. Ryan continued narrating the PowerPoint presentation, and responded to questions regarding the proposed budget, the method by which donations would be distributed, level of service, online services, and the Nevada Humane Society purview. He acknowledged a willingness to review the animal shelter drawings and provide feedback. Mr. Marano acknowledged that the alarm system at the existing animal shelter has been repaired.

At Supervisor Abowd's request, Mr. Ryan elaborated on his and the Nevada Humane Society Board of Directors "open door" policy. Mr. Ryan acknowledged a willingness to provide quarterly updates to the Board "at least through the completion of the new animal center." In response to a question, Mr. Munn advised that an annual fee schedule is required to be approved by the Board. In response to a further question, he provided direction with regard to the Board's action.

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In response to a question, Mr. Ryan discussed the Nevada Humane Society obligation to Carson City. He acknowledged the intent to work with Carson City veterinarians. In response to a further question, he discussed adoption procedures. He responded to additional questions regarding staffing levels, methods by which to determine that only Carson City residents are served, and vehicle maintenance and identification. In response to a question, Mr. Munn advised that NRS 574 and the Carson City Municipal Code would govern the authority of the Nevada Humane Society. Mayor Crowell offered Mr. Ryan the opportunity to comment further. Mr. Ryan thanked the Board, noting "this is the biggest move Nevada Humane Society has made since going no-kill in 2007 ..." He assured the Board that the Nevada Humane Society "will do an exceptional job and you'll be proud of what you're going to get in return for what you're investing."

Mayor Crowell entertained public comment. (11:55:52) Ward 1 Supervisor Candidate Lisa Helget expressed appreciation for the Nevada Humane Society. In response to a comment, Mayor Crowell clarified the relationship between the City and the Nevada Humane Society will be "in terms of public / private partnerships, how they get along. It's not a legal partnership." In reference to portions of NRS 574, the Nevada Humane Society website, and the CCMC, Ms. Helget discussed concerns over the City entering into the subject agreement. Mr. Munn respectfully disagreed and advised that a judge would have to ultimately decide. Ms. Helget advised of having spoken with Tom Jacobs, of the SPCA, who expressed "shock, concern, interest ... about why they were not contacted and afforded the opportunity to present a proposal ..." Ms. Helget expressed concern over liability associated with City vehicles being driven by Nevada Humane Society employees. Mayor Crowell advised that the vehicles will be donated and the title transferred, thus negating the liability. Ms. Helget expressed disagreement with donating "perfectly usable City equipment trucks that could be utilized elsewhere in the City." Mayor Crowell noted the acknowledgment by Nevada Humane Society representatives, who were present in the meeting room, that animals leaving the shelter will be spayed or neutered. Ms. Helget read from a prepared statement, expressing disagreement over the City entering into the subject agreement. She recommended entering into a partnership with the Nevada Humane Society in conjunction with Washoe County. She requested to provide the Board with a list of questions, and Mayor Crowell directed her to leave them with the Clerk, who distributed them.

(12:12:03) Canyon White expressed agreement that Nevada Humane Society "does a great job," but disagreement with the City entering into the subject agreement. She discussed her opinion of various problems at the existing animal services facility. In response to a question, Ms. Works advised that the \$194,000 donation will be used at the animal services facility. Mayor Crowell advised that the City Charter provides the authority to enter into the subject agreement. In response to a question, Mr. Marano advised that the Nevada Humane Society will have an obligation to fulfill the requirements of the contract and the City will hold them accountable to the contract.

(12:17:52) Dr. Gary Ailes, of Sierra Veterinary Hospital, advised of an existing contract to provide veterinary services to Animal Services and that there is no problem with terminating the contract should the City enter into the subject agreement. He expressed the opinion "it's a great step in a good direction." Mayor Crowell thanked Dr. Ailes for his contribution to the community over many years.

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(12:18:39) Patty Stewart, a CASI and animal shelter volunteer, expressed appreciation to the Board and the City Manager for “seeing the problem, looking for the solution.” She expressed the opinion that the Nevada Humane Society offers “a lot of services that the City couldn't provide.” She expressed support for the subject agreement and committed to fundraising efforts.

(12:20:27) Mindy Elliott, a Nevada Humane Society Board of Directors Member, expressed appreciation for the Board's recommendations to the community committee. She advised that Senator Kieckhefer will serve as a liaison, and that the NHS Board will amend their bylaws to ensure “at least two members from Carson City that will serve on our Board of Directors.” On behalf of the NHS Board of Directors, she discussed the importance of reputation and described the Board of Directors as “a group of professionals that are concerned about the finances, the outreach, the success of the organization.” She assured the Board that “whatever we do in Carson City is done at a proficient and a professional level and something that you and ... the citizens are going to be very proud of.” In consideration of taxpayer dollars, she expressed understanding and respect for the decision being made today. She read a portion of a letter from Washoe County Commissioner Marsha Berkbigler, which had been sent to Mayor Crowell.

(12:23:48) Carson Animal Services Initiative (“CASI”) Founder Lisa Schuette expressed appreciation for the discussion and “implor[ed] everyone to consider, remember, and focus on our objective ... saving animals' lives ...” She discussed the opportunity to “model compassion, to do it right.” She expressed the opinion that “this partnership with the Humane Society offers opportunities for ... a plethora of services, whether it's microchipping, ... reduced fees, ... volunteers that are actually utilized.” She expressed support for the Nevada Humane Society's approach to “doing it right.” She offered the assistance of CASI, and expressed appreciation for the Board's willingness to “do the right thing.”

Mayor Crowell entertained additional public comment and, when none was forthcoming, additional Board member questions or comments. In response to a question, Mr. Marano advised that the City maintains control of donations to the animal shelter, to date. He noted that CASI has raised “an enormous amount of funds that are set aside for the construction of our new facility.” Mayor Crowell entertained a motion. **Supervisor Bonkowski moved to approve a Lease and a Professional Animal Services and Enforcement Agreement, consisting of a Lease, including Exhibit A, marked “Late Material, Item 24(B)” and a two-page document, labeled “Standard Adoption Fees” that was part of our staff package, in addition to a third page of a fee schedule, marked “Late Material, Item 24(B)”, between Carson City and the Nevada Humane Society, a private, non-profit Nevada corporation and a society for the prevention of cruelty to animals, incorporated under NRS 574, for animal services operation, direction, supervision, regulation, policing, and enforcement. Supervisor Abowd seconded the motion.** Mayor Crowell entertained discussion on the motion. Supervisor Shirk expressed appreciation for the way in which the late material was presented. In response to previous comments, Supervisor Bonkowski noted that NRS 574.040 is specific only to the power to arrest. Since the power to arrest is not included as part of the agreement scope of work, it is inapplicable. In consideration of the cost, he expressed the opinion that the City is getting a good value “in addition to significantly upgrading the level of service we'll be able to provide.” Supervisor Abowd noted that the Nevada Humane Society is part of an organization which models their program after an award-winning program in Nebraska. Supervisor Shirk expressed support for the motion. Mayor Crowell expressed the opinion that the Nevada Humane Society services will improve the community's quality of life. He called for a vote on the pending motion.

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RESULT:	Approved [5 - 0]
MOVER:	Supervisor Brad Bonkowski
SECOND:	Supervisor Karen Abowd
AYES:	Supervisors Bonkowski, Abowd, McKenna, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

Mayor Crowell recessed the meeting at 12:34 p.m. and reconvened at 12:40 p.m.

24(C) POSSIBLE ACTION TO ADOPT A RESOLUTION AUTHORIZING THE DONATION OF SURPLUS ITEMS TO THE NEVADA HUMANE SOCIETY (12:40:43) - Mayor Crowell introduced this item, and Health and Human Services Department Director Nicki Aaker reviewed the agenda materials. In response to a question, she explained that the donated items would be returned to the City if the agreement is terminated. In response to a question, Mr. Marano advised that the City is not a taxable entity.

Mayor Crowell entertained public comment and, when none was forthcoming, a motion. **Supervisor Bonkowski moved to adopt Resolution No. 2014-R-27, a resolution authorizing donation of surplus items to the Nevada Humane Society. Supervisor Abowd seconded the motion.** Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Brad Bonkowski
SECOND:	Supervisor Karen Abowd
AYES:	Supervisors Bonkowski Abowd, McKenna, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

25. BOARD OF SUPERVISORS NON-ACTION ITEMS:

FUTURE AGENDA ITEMS (12:43:52) - Supervisor Shirk advised of having recently attended a meeting of the Carson City Municipal Golf Corporation Board, and that “they have no indication they're supposed to bring a budget to the Board of Supervisors.”

STATUS REVIEW OF PROJECTS

INTERNAL COMMUNICATIONS AND ADMINISTRATIVE MATTERS (12:44:24) - Supervisor Shirk expressed the hope that all agendas and backup material could be posted to the City's website. He expressed the opinion that all meetings should be held in the Sierra Room. Mayor Crowell suggested that each of the Board liaisons communicate the suggestion to their respective boards, commissions, and committees. (12:47:55) Supervisor Abowd wished Supervisor McKenna a happy birthday.

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CORRESPONDENCE TO THE BOARD OF SUPERVISORS (12:45:58) - Supervisor Bonkowski read into the record a letter written to Governor Sandoval by fifth-grader Eddie Tierney. Supervisor Bonkowski commended the eloquence and leadership skills demonstrated by the letter. Mayor Crowell noted that Mr. Tierney had written the letter to Governor Sandoval and then hand-delivered a copy to the City Executive Offices. Mayor Crowell advised of having telephoned Mr. Tierney.

STATUS REPORTS AND COMMENTS FROM BOARD MEMBERS (12:48:14) - Mayor Crowell reported on a meeting he attended yesterday with the Alzheimer's Association in Nevada, and that he had invited representatives to attend a future Board meeting. Supervisor McKenna advised of a presentation by NDOT on the Carson City freeway, which he attended last evening. He further advised that the deadline for freeway completion has been pushed back by one year to late 2017.

STAFF COMMENTS AND STATUS REPORT

RECESS AND RECONVENE BOARD OF SUPERVISORS (12:50:07; 2:01:17) - Mayor Crowell recessed the meeting at 12:50 p.m. and reconvened at 2:01 p.m.

26. COMMUNITY DEVELOPMENT DEPARTMENT, PLANNING DIVISION

26(A) POSSIBLE ACTION TO CONSIDER AN APPEAL FROM JEFFREY FLEEMAN (PROPERTY OWNER: THE FLICKA GROUP, LLC) OF THE PLANNING COMMISSION'S DENIAL OF AN APPEAL OF PLANNING DIVISION STAFF'S DECISION REGARDING THE DISCONTINUATION OF A NON-CONFORMING MOBILE HOME PARK USE, ON PROPERTY ZONED MULTI-FAMILY APARTMENT ("MFA"), LOCATED AT 3769 REEVES STREET, APN 008-308-01 (2:01:35) - Mayor Crowell introduced this item, and Community Development Director Lee Plemel reviewed the agenda materials. Mayor Crowell invited Attorney Jennifer Mahe to the podium. (2:09:07) In response to a question, Attorney Jennifer Mahe, representing Jeffrey Fleeman, expressed the opinion that "the property has never been abandoned or the use discontinued ... pursuant to Carson City Municipal Code ordinances." She distributed, to the Board members and the Clerk, a memorandum dated September 18, 2014, and reviewed the same. She responded to questions of clarification regarding Mr. Fleeman's May 5, 2014 letter which was included in the agenda materials. In response to a further question, Ms. Mahe expressed the opinion that "the use of the property as a mobile home park is more than simply having the units there. It would be very similar to our argument for 'abandoned.' Part of having a mobile home park there is having the ability to maintain it, having the ability to improve it. And, in this case, that use was not necessarily discontinued. The intent was there to continue this mobile home park use and, as part of that use, there was an attempt made, and it's ongoing, not only to maintain the property, but to improve it; to take off the old units, which is beneficial, potentially, to everyone, the City included, and put on new units. That is just part of a continued use of the property as a mobile home park. And, as part of putting on the new units, additional landscaping, some additional engineering, what turned out to be a need for additional electrical, ... that is simply using the property as a mobile home park. It's part of owning any business or running any operation that you want to improve that. You want to maintain it, you want to improve it. And, in this case, that's exactly what Mr. Fleeman was doing." In response to a further question, Ms. Mahe advised that the property was purchased from a bank, as a foreclosure property. The bank had removed the mobile home units. The property was marketed to Mr. Fleeman as a mobile home park. Mr. Fleeman's "intent, at that point, was to use it as a mobile home park and before even purchasing the property, he had engaged in some financial analysis, looking at how many units he would be able to place on the property and looking at the rent that he could expect to recover with these units on there. So,

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it was not only marketed, but he looked at it as a development project for a mobile home park. There was no indication, at that time, that it would be subject to multi-family zoning.”

In response to a question, Mr. Plemel explained that, “by Code, [the Board is] allowed to grant extensions for subdivisions. By Code, you are allowed to enter into development agreements with those subdivision owners which allow you to make those extensions. So those extensions have been granted under current Code provisions.” Mr. Plemel was unaware of any provision in the Code for granting an extension of a non-conforming use. In response to a question, Mr. Plemel advised that the “date of discontinuance and ... operational abandonment ... is when the last of the mobile homes ... were removed from the site so that was the June 2012 date, by our interpretation of the Code.” In response to a question, Ms. Mahe expressed the opinion that “the continued operation was the intent, at that point by the owner, which ... wasn't Mr. Fleeman, ... to sell the property as a mobile home park. That indicates that even the previous owner ... was continuing this use. They were marketing the mobile home park and that's what they were selling. Mr. Fleeman bought a mobile home park. He began the process of continuing that development, maintaining it, and improving it.”

Following discussion, Ms. Mahe advised that the bank did not remove the mobile home units until six months prior to Mr. Fleeman's purchase of the property. “They never had that twelve consecutive months that the Code requires. Mr. Fleeman stepped in, six months into that, and began the process ... of operating a mobile home park. His intent is, clearly, to continue that use and he does it from the minute he purchases it. Even before he purchases it, he begins looking at the financing and the economic climate as to what he would be able to do operating that as a mobile home park. So the bank itself can't fulfill the twelve consecutive months that the Code states. You would have to take time that is both the bank, plus some of Mr. Fleeman's time, to say that that use was discontinued. In our opinion, Mr. Fleeman never discontinued or abandoned that use.” In response to a question, Ms. Mahe advised that Mr. Fleeman has invested “quite a bit of money into the property at this point.” She estimated the investment at \$60,000, and detailed the same. In response to a further question, Ms. Mahe advised that a realtor was involved in the sale, on behalf of the bank. She expressed the understanding that there was no information provided that there was reason to believe the nonconforming use was subject to abandonment or that any period of time had begun to run. In response to a question, Mr. Plemel advised that Mr. Fleeman purchased the property in December 2012. In response to a question, Ms. Mahe advised that the work done shortly after purchase of the property was relative to the insurance dispute resulting from the theft of electrical wiring and conduits on the property. She explained that “Mr. Fleeman was hesitant to put anything further on the property ... until he had the project ready to go as a whole since he had experienced this theft of what was sitting out there. ... He's not local. He doesn't have the ability to drive by every night and make sure that everything that should be there is there. ... the dispute with the insurance company took nearly a year.”

In response to a question, Mr. Plemel explained the property is currently zoned multi-family apartment. The Planning Division's position is that the nonconforming use expired and only uses in conformance with the current zoning can be developed on the property. The multi-family apartment zoning doesn't allow mobile home parks. Mr. Fleeman could apply for a zoning map amendment and special use permit to develop the property as a mobile home park. Mr. Plemel responded to additional questions of clarification.

In response to a further question, Mr. Plemel advised that since the last mobile home was removed, there have been no permits to do any electrical work or any other site improvements requiring a permit. He clarified that weed maintenance, removing debris doesn't require a permit. Senior Deputy District Attorney

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Joe Ward advised that nonconforming use runs with the land. "As far as notice, people ... have constructive knowledge of the Code." He read into the record the statutory definition of mobile home park. In response to a previous question, he read into the record a quote from American Jurisprudence second edition relative to nonconforming uses. Mr. Plemel acknowledged that the underlying zoning is multi-family apartment. The master plan designation is mixed-use residential within the Brown Street Specific Plan Area, which has specific development policies. In response to a further question, he advised that mobile home park is not listed in the master plan designation.

In response to a question, Ms. Mahe advised of a potential claim against the real estate broker. There's always the potential to appeal any decision of the Board. There's the potential to simply say it was a bad deal and walk away from it. She clarified there is no guarantee to recover Mr. Fleeman's money in any fashion if he's not able to put a mobile home park on the property. The property is "not salable as multi-family use zoning. No one wants to purchase it while it's zoned like that so he is, at this point, stuck with it and left with turning to the courts to try and recover his losses." Ms. Mahe further advised of no intent to simply "put a couple of dilapidated mobile home units back out there and leave it as what it was beforehand. There's certainly an intent to make this a higher end mobile home park that would be beneficial to the City as a whole. The intent is to put in quite a bit of landscaping. ... The plan is certainly to go out and buy newer mobile homes, put those out there on the property, make it a very nice landscaped area that's very nice to look at and will be desirable for that type of living. The intent is to make this a high-end mobile home park that the City can be proud of and that's beneficial to the City." In response to a further question, Ms. Mahe advised that "based on the rent that [Mr. Fleeman] believes he would be able to get assuming he had nice units on the property and given the basic rent in the area for the apartments that are there, ... his break even is the eleven units that he's proposing."

In response to a question, Mr. Ward read from the CCMC relative to operational use of a property. "Tying that together with the definition of a mobile home park, the question is, 'Was this property that had the three remaining mobile homes removed June 20, 2012 operationally abandoned or discontinued as a mobile home park for twelve months or more?'" In response to a further question, Mr. Ward discussed the precedential possibilities associated with approving the appeal. In response to a question, Mr. Plemel was uncertain as to the number of properties in the City with "these grandfathered ... scenarios."

In response to a question, Ms. Mahe advised that Mr. Fleeman was presently out of the country. Mayor Crowell advised that the Flicka Group is in default with the Secretary of State. In response to a question, Ms. Mahe advised of having spoken yesterday with Mr. Fleeman, who was "surprised to find out that he was in default with the Secretary of State's Office." She clarified that Mr. Fleeman purchased the Flicka Group from the previous owners, "so it's not an entity that he initiated." In response to a series of questions, Ms. Mahe reiterated Mr. Fleeman's maintenance and improvement of the property as part of the development. She advised that Mr. Fleeman has been "taking action and ... has been doing that consistently for a period of time to try and get this development going and getting units back on there. Unfortunately, he's run into a couple different roadblocks that he didn't expect and that slowed him down some. But, ... all of those actions and his clear intention to continue this use ... prohibits this from being considered abandoned or discontinued." In response to a previous question, Ms. Mahe pointed out "this is a unique situation. This isn't a property owner coming in and telling you that ... 'I had this plan and I haven't done anything with the intention of furthering it.' We have substantial evidence here of ongoing intent and ongoing actions taken and ... that would limit that precedential value to this unique set of facts."

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Ms. Mahe acknowledged that the legal owner of the property is the Flicka Group. In response to a question, she expressed the belief that the Flicka Group will be in good standing with the Secretary of State's Office shortly and, thus, would have legal standing to appeal. Mayor Crowell entertained additional questions or comments of the Board members and additional comments from Ms. Mahe and, when none were forthcoming, a motion. **Supervisor Bonkowski moved to deny the appeal and uphold the Planning Commission's denial of an appeal of Planning Division staff's decision regarding the discontinuation of a nonconforming mobile home park use, on property zoned multi-family apartment, located at 3769 Reeves Street, APN 008-308-01. Supervisor McKenna seconded the motion.** Mayor Crowell entertained discussion on the motion. Supervisor Bonkowski advised that he had not been convinced that the use had not been discontinued. Supervisor Abowd agreed, and expressed the hope that Mr. Fleeman would give the development his "full and undivided attention because it seems like too many things have slipped through the cracks." Mayor Crowell called for a vote on the pending motion.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Brad Bonkowski
SECOND:	Supervisor John McKenna
AYES:	Supervisors Bonkowski, McKenna, Abowd, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

26(B) POSSIBLE ACTION TO CONSIDER A BUSINESS IMPACT STATEMENT AND DETERMINE WHETHER OR NOT BUSINESS LICENSE FEES PROPOSED FOR MEDICAL MARIJUANA ESTABLISHMENTS IMPOSE A DIRECT AND SIGNIFICANT ECONOMIC BURDEN ON MEDICAL MARIJUANA ESTABLISHMENTS, AND DIRECTLY RESTRICT FORMATION, OPERATIONS, OR EXPANSION OF A MEDICAL MARIJUANA ESTABLISHMENT, AND FIND THAT A BUSINESS IMPACT STATEMENT HAS BEEN PREPARED IN COMPLIANCE WITH NRS 237, ACCEPTED, AND IS ON FILE WITH THE BOARD OF SUPERVISORS (2:56:11) - Mayor Crowell introduced this item, and reviewed the correspondence which had been submitted and would be included as part of the record. Mayor Crowell opened the public hearing, and entertained disclosures. Supervisor Bonkowski read a prepared disclosure statement into the record, and advised that he would participate and vote in this matter. Mayor Crowell read a prepared disclosure statement into the record, and advised that he would participate and vote in this matter.

Community Development Director Lee Plemel advised that Planning Manager Susan Dorr Pansky had prepared the agenda materials, and he reviewed the same in conjunction with displayed slides. Mr. Plemel, District Attorney Neil Rombardo, and Senior Deputy District Attorney Joe Ward responded to questions of clarification, and extensive discussion followed. Mr. Ward pointed out the Board's responsibility to determine the business license fee "using an equitable standard." He suggested that the Planning Division "had to start somewhere ... given the realities ... and the unknowns, to basically get this dialogue started."

Mayor Crowell entertained public comment. (3:32:20) Attorney Peter Krueger, representing the Nevada Medical Marijuana Association, requested the Board to consider that "none of us control ... South Lake Tahoe and Truckee, California where product is available ... and price then becomes a factor ..." He suggested "phasing in when we really have some empirical data." He further suggested considering that

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the “maximum rate on gaming is only \$15,000. ... if that's the case, we're looking at numbers ten times that for this brand new, ... constitutionally-approved endeavor.” He reminded the Board there will only be two dispensaries in Carson City. He responded to questions of clarification.

(3:38:09) Mark Turner expressed the opinion that Carson City doesn't have the population to support the proposed fees. He reviewed anticipated charges for flower product, and suggested the possibility that too high fees will drive people “in a direction of the black market which does actually create problems for law enforcement.” He emphasized the importance of ensuring that the medical marijuana product is dispensed through the legal resources monitored by the State. He advised of questions over the constitutionality of charging \$100,000 per license, and suggested further investigation. In response to a question, Mr. Turner advised that the operators, who are part of his group in Sacramento and San Francisco, have informed him of their surprise over the “lack of issues they've had.” He related anecdotal information. He advised that the revenues generated by a dispensary, a cultivation, and an edible production facility “are widely variable.” He expressed a willingness “to do our part and to pay our fair share and to make sure that costs and expenses ... incurred on behalf of communities are compensated and taken care of by the operation.” He expressed the desire, “as a group through BioNeva Innovations, to engage in a fairly robust-type of community outreach program too that would involve making donations to various charitable organizations that are in town.” He expressed the belief that “these fees ... could inhibit our ability to do that to some degree.” In response to a question, he discussed anticipated payment and banking practices. In response to a further question, he advised that “what's working right now, in Sacramento and in San Francisco, is a percentage of gross revenue. The operators in Sacramento say it's not a problem. It works out well. When they make more money or they have more revenue, they pay more to the state and, when they have less revenue, they pay less to the state. ... it's correlated to the exact amount of business so you know what you're paying.” Mr. Turner expressed support for “a similar type of circumstance ... even if it ended up being more than \$100,000. ... we know we'd have the revenue to pay it.”

(3:47:18) Dorea Shoemaker expressed support for a “different business fee that would either be similar to Reno, Washoe, or Sparks because those are our neighbors and that's what we should be basing our fees off of. We don't want to have prices ... that we pass on to the patient that are extremely higher than our neighbors. That's where they're going to be going. It makes it more inconvenient for the patient in Carson and this was about accessibility, safe, reliable.” She reviewed anticipated revenues for a dispensary operation in Carson City, and expressed the opinion that “putting a \$100,000 business fee on that greatly impacts what we can do for our patients and the community and our overhead costs that will be high the first year.” She suggested that determining a business license fee based on a five to ten year projection is unwise. She advised that a security presence will be on site at all times during regular business hours.

(3:50:22) Bill Meyer advised that he operates a medical marijuana dispensary in Arizona which “some say is the dispensary that was modeled by the State of Nevada.” He further advised that since opening, “we have had over 50 people from the State of Nevada, most of them Clark County but some of them from the Division of Health, that have toured our facility ... And the comment that we hear, and comments you're going to hear a year or two from now in Carson City ... is 'Wow, that's not what we expected.’” Mr. Meyer provided background information on the State of Arizona's medical marijuana program, and reviewed statistical and anecdotal information relative his dispensary. He noted that dispensary operators don't control the program, “the doctors do.” He discussed the importance of “legitimiz[ing] this industry ...” He expressed opposition to “go[ing] forward with high priced medication, no money to give to charities, no money to do voluntary things with.” He requested the Board to “give us a chance to compete with what

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is currently out there ...” He expressed the opinion that the proposed fees are too high and responded to questions of clarification.

(4:07:27) Katie Ryder, of Pistil & Stigma, advised that applicants who will receive these certificates already have comprehensive security plans that include full-time personnel. “So some of these costs are already being footed by the applicants themselves.” She expressed the opinion that “it’s a little bit much to think that we’re going to have to hire additional police officers and full time security for a business that’s going to have probably the same amount of crime attracted to it as ... a casino or a bar or some organization that we only charge \$1,000 or less for a licensing fee.”

(4:08:28) Garrett Lepire expressed disagreement that Carson City won’t be “the hub.” He expressed the opinion that the number of cards in this area will grow. “If you start too low, you’re going to have a hard time going back up.” He expressed a preference for the Board to determine the fees “at the high end rather than the low end because you can always work your way back down and you’ll have no push back to working your way back down.” He expressed the belief that a gross revenue tax is a “good way to go,” and suggested 10 or 15 percent. He suggested considering that the majority of the applicants, for the most part, are business people. “They know the numbers. They see the numbers that are going to be in this business.”

(4:11:38) Kurt Brown discussed the banking aspect of the medical marijuana program. He advised of having been in business in Carson City for over 38 years, and of no real problems with crime during that time. He noted that the number of card holders in the State of Nevada is “very small compared to the rest of the states that have this business legalized.” With regard to the proposed fees, he suggested, “Don’t get greedy, grow with the business if it grows, and be satisfied with being a partner.”

(4:14:59) Kerry Richardson suggested that trying to predict the profitability of an industry, particularly in its infancy, is something that no one is capable of doing. In response to a question, he discussed the theory behind the idea that the medical marijuana industry will generate huge revenues. He expressed concern, as a small business owner, with “right out of the gate, a tremendous amount of cash outlay in order to get up and running; a delayed time-frame from when you can start selling your product; and, if the fees are so high that it puts too much of a burden on top of this already heavily-burdened industry in its infancy with all kinds of various issues that have to be managed, that’s just too much. It needs to grow as the industry grows.” Mr. Richardson recommended “throttling this back. This is too much out of the gate. Ideally, put it as a percentage, but put the provisions in there to grow as the industry grows ...” He discussed the level of production, and suggested that “tacking on” \$100,000 to the production “is a huge amount of money considering what is actually produced out of there.” He noted the difficulty of vertical integration with the proposed fees. He reiterated his recommendations, and requested the opportunity for the “business owners to make some money to have the money to pay these fees.”

Mayor Crowell entertained additional public comment and, when none was forthcoming, additional Board member comments or questions. In response to a question, Mr. Ward discussed the percentage charged for franchise fees. He offered to research the possibility relative to medical marijuana establishments. Mr. Rombardo advised of case law which indicates that it can look too much like a tax. Permits cannot be tax-based; “they can’t just be a revenue driver.” From a practical perspective, who would audit the companies? From a legal perspective, the District Attorney’s Office is too concerned that “it looks too much like a tax and we would have to change other ordinances.” He suggested a graduated fee schedule, and discussion followed.

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Mayor Crowell entertained additional public comment and, when none was forthcoming, a motion. **Supervisor McKenna moved to find that the proposed fees do impose a direct and significant economic burden upon a business and do directly restrict the formation, operation, or expansion of a business. Supervisor Bonkowski seconded the motion.** Mayor Crowell entertained discussion on the motion. In reference to the bullet points, beginning at page 2 of the business impact statement, Supervisor Bonkowski noted that none of the applicants had addressed the objections which were included in some of the correspondence. Mayor Crowell suggested addressing any further concerns as part of the next agenda item. He entertained additional discussion on the motion. In response to a question, Mayor Crowell explained the intent of the motion relative to medical marijuana establishments. Supervisor McKenna acknowledged the accuracy of the statement. Mayor Crowell called for a vote on the pending motion.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor John McKenna
SECOND:	Supervisor Brad Bonkowski
AYES:	Supervisors McKenna, Bonkowski, Abowd, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

Mayor Crowell recessed the meeting at 4:35 p.m. and reconvened at 4:47 p.m.

26(C) POSSIBLE ACTION TO PROVIDE DIRECTION TO STAFF REGARDING AN ORDINANCE AMENDING TITLE 4, LICENSES AND BUSINESS REGULATIONS, CHAPTER 4.04, BUSINESS LICENSES, TO ADDRESS FEES AND REGULATIONS FOR MEDICAL MARIJUANA ESTABLISHMENTS IN CARSON CITY (4:48:23) - Mayor Crowell introduced this item, and read the previously-made disclosure statement into the record. Supervisor Bonkowski also read the same previously-made disclosure statement into the record. Both gentlemen advised that they would participate in and vote on this item, pursuant to NRS 281A.420(4).

In reference to Garrett Lepire's comments under the previous item, Supervisor McKenna proposed that the fees be 10 percent of the fees already stated in the business impact statement. He acknowledged the allegations, but suggested "no showing of fact that there will be significant costs to the City for having these establishments." He expressed the opinion that "being a business-friendly community is more important." He suggested that the burden for indemnification should be the responsibility of the businesses. He further suggested including a statement that "this is a business license fee and that it may or may not be adjusted based upon the circumstances of actual operations after the business is known." Supervisor McKenna acknowledged the intent for all the proposed fees to be ten percent of those listed in the agenda materials.

Supervisor Bonkowski suggested eliminating all of the "whereas" paragraphs from the ordinance that have not been proven factual. Supervisor Abowd suggested reviewing Washoe County's documentation relative to their ordinance. In response to a question, Supervisor Bonkowski provided additional clarification of his suggestion. Supervisor Shirk expressed objection to Supervisor McKenna's suggestion. Supervisor

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Abowd referred to the City of Henderson's model, which includes a vertical integration, and reviewed the same. She suggested that the model may be the most equitable "to help business do business." Discussion followed.

Mayor Crowell entertained public comment. (5:03:51) Mark Turner suggested considering "the big difference in valuation of the different business functions of the three types of entities." The dispensary will likely be the most profitable operation, followed by cultivation. "Production really is not that big of a deal." He suggested weighting these things and still come up with the same number at the end. Additional discussion followed, and Mr. Turner questioned the necessity of origination fees. He suggested an annual fee instead. He expressed a preference to "simplify things." He reiterated that dispensaries, production facilities, and cultivation facilities are very different and produce very different streams of revenue. He expressed the opinion that "the fees should be tailored to the revenues that each one of those businesses can generate." Additional discussion followed, and consensus was that the fees should be reviewed annually. Mr. Turner responded to additional questions regarding the mechanism of vertical integration.

(5:12:23) Bill Meyer reminded the Board of the sales tax factor, and discussion followed. He requested lower fees, and reviewed the additional state fees. In response to a question, Mr. Meyer expressed the opinion that five percent would be fair "because we could manage our cash flow and stay in business while we're trying to create product and create a business." He suggested the possibility of allowing flat fees to be paid on a monthly basis, over time.

(5:16:28) Attorney Peter Krueger expressed support for eliminating the origination fee, and the opinion that "the numbers still seem a little high ..." He suggested a percentage based on gross receipts, and discussion followed.

(5:18:32) Andie Wilson, representing NAI Alliance, expressed opposition to basing the percentage on gross receipts. She pointed out that operating costs, in the first year, will be much higher, and expressed a preference to "start low and go high." In response to a question, she estimated the net profit "somewhere in years three to five ... about 20 to 30 percent."

(5:20:24) Mark Turner requested that business license fees become applicable once the business becomes operable. Mr. Plemel advised that a business license is required "only when they're going to start business."

(5:21:15) Dorea Shoemaker advised that no profit will be made in the first two years "because of the overhead costs and build out of buildings and remodeling. Not until the third year on will there be a profit."

(5:21:43) Kurt Brown agreed that "start up costs are killers." He reminded the Board "the only given that's known is there are only going to be two dispensaries in Carson City."

Discussion took place regarding the proposed fees, and Mayor Crowell entertained a motion. **Mayor Crowell moved to establish a dispensary fee of \$40,000; a cultivation fee of \$30,000; a production fee of \$20,000; a laboratory fee of \$10,000; to be imposed on the first day of operation, and that we make**

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the changes suggested to the “whereas” clauses in the ordinance; these are annual fees to be reviewed at the end of one year from the date the ordinance is effective. Supervisor Shirk seconded the motion. Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Failed [2 - 3]
MOVER:	Mayor Robert Crowell
SECOND:	Supervisor Jim Shirk
AYES:	Mayor Crowell and Supervisor Shirk
NAYS:	Supervisors Abowd, Bonkowski, McKenna
ABSENT:	None
ABSTAIN:	None

Mayor Crowell entertained a motion. Supervisor Shirk moved to establish a dispensary fee of \$50,000; cultivation \$25,000; production \$20,000; laboratory \$5,000. Supervisor Bonkowski seconded the motion. Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Failed [1 - 4]
MOVER:	Supervisor Jim Shirk
SECOND:	Supervisor Brad Bonkowski
AYES:	Supervisor Shirk
NAYS:	Supervisors Abowd, Bonkowski, McKenna, Mayor Crowell
ABSENT:	None
ABSTAIN:	None

Mayor Crowell entertained a motion. Supervisor Bonkowski moved to incorporate all the Mayor's comments and establish the fees at \$25,000 for a dispensary; \$20,000 for cultivation; \$15,000 for production; and \$5,000 for a testing lab. Supervisor Abowd seconded the motion. Mayor Crowell called for a vote on the pending motion.

RESULT:	Approved [4 - 1]
MOVER:	Supervisor Brad Bonkowski
SECOND:	Supervisor Karen Abowd
AYES:	Supervisors Bonkowski, Abowd, McKenna, and Mayor Crowell
NAYS:	Supervisor Jim Shirk
ABSENT:	None
ABSTAIN:	None

At Mr. Marano's request, Mr. Plemel reviewed the fee schedule, as follows: A flat annual fee for dispensaries at \$25,000; for cultivation facilities \$20,000; for edible production facilities \$15,000; and testing laboratories \$5,000. Mr. Plemel agreed to upload the PowerPoint presentation to the City's website. Mr. Marano acknowledged sufficient direction. Mayor Crowell expressed appreciation for the citizens' attendance and participation.

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27. PUBLIC COMMENT (5:29:14) - Mayor Crowell entertained public comment; however, none was forthcoming.

28. ACTION TO ADJOURN (5:29:21) - Mayor Crowell adjourned the meeting at 5:29 p.m.

The Minutes of the September 18, 2014 Carson City Board of Supervisors meeting are so approved this _____ day of December, 2014.

ROBERT L. CROWELL, Mayor

ATTEST:

ALAN GLOVER, Clerk - Recorder