

CARSON CITY BOARD OF SUPERVISORS
Minutes of July 19, 1990 Meeting
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A regular meeting of the Carson City Board of Supervisors was held on July 19, 1990 at the Carson City Community Center, Sierra Room, 851 East William Street, Carson City, NV, beginning at 9:00 A.M.

MEMBERS PRESENT:	Marv Teixeira	Mayor
	Tom Feticc	Supervisor, Ward 2
	Tom Tatro	Supervisor, Ward 3
	Kay Bennett	Supervisor, Ward 4
MEMBERS ABSENT:	Ron Swirczek	Supervisor, Ward 1
STAFF PRESENT:	John Berkich	City Manager
	Ted Thornton	Treasurer
	Dan O'Brien	Public Works Director
	Judie Fisher	Personnel Manager
	Dorothy Timian-Palmer	Utility Manager
	Bob Auer	Deputy District Attorney
	Judy Berge	Recording Secretary
	(Tape 1-0001, B.O.S. 7-19-90)	

CALL TO ORDER, ROLL CALL, INVOCATION, PLEDGE OF ALLEGIANCE: Mayor Teixeira called the meeting to order at 9:00 A.M. Roll call was taken and a quorum was present. George Groth gave the invocation and Bob Auer led the Pledge of Allegiance.

APPROVAL OF MINUTES: Supervisor Tatro moved to approve the minutes of May 16, 1988, June 13, 1990, June 21, 1990 and July 5, 1990 as presented. Supervisor Bennett seconded the motion. A vote was taken and carried 4-0.

1. SPECIAL PRESENTATIONS:

A. ACTION ON A RESOLUTION COMMENDING DON ROSENBERRY FOR TWENTY-FIVE YEARS IN LAW ENFORCEMENT: (1-0066) Sheriff Paul McGrath introduced the item. Supervisor Feticc moved to approve Resolution No. 1990-R-35, A RESOLUTION COMMENDING RETIREMENT and read the resolution into the record. Supervisor Tatro seconded the motion. A vote was taken and carried 4-0. Mayor Teixeira presented the award.

B. ACTION ON A RESOLUTION COMMENDING FLORENCE "FLO" FISHER AT RETIREMENT: (1-0130) Personnel Manager Judie Fisher introduced the item. Supervisor Bennett moved to approve Resolution No. 1990-R-36, A RESOLUTION COMMENDING RETIREMENT and read the resolution into the record. Supervisor Tatro seconded the motion. A vote was taken and carried 4-0.

C. PRESENTATION OF MERIT ACHIEVEMENT AWARD TO WILLIAM MITCHELL, ELECTRICAL TECHNICIAN: (1-0182) Personnel Manager Judie Fisher introduced the item. Mayor Teixeira presented the Merit Achievement Award to Mr. Mitchell.

D. PRESENTATION OF MERIT ACHIEVEMENT AWARD TO BRUCE RICKER, DIESEL MECHANIC: (1-0185) Personnel Manager Judie Fisher introduced the item. Mayor Teixeira presented the Merit Achievement Award to Mr. Ricker.

E. PRESENTATION OF LONGEVITY AWARDS: (1-0200) Personnel Manager Judie Fisher presented Longevity Awards to Ted Berrum, Robert McCulloch, and Reid Ross for twenty-five years of service. Pat Click for twenty years of service. William Luchetti for fifteen years of service. Kip McAlexander, Michael Efford, April Hopkin, Dennis Howard, Davis Stultz, Richard Arigoni, Karen Trivitt,

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and R.M. Howard for ten years of service. Mayor Teixeira presented a Longevity Award to Judie Fisher for ten years of service.

F. SCOTT MILLER, DIRECTOR NEVADA STATE MUSEUM, PRESENTATION REGARDING THE STATUS OF THE NEVADA STATE MUSEUM: (1-0330) Scott Miller advised the Board that the State Museum is closed due to a report filed with the State Public Works Board that the building is unstable seismically. Mr. Miller answered questions regarding the cost of rehabilitation, projected length of time for rehabilitation, when repairs will commence, estimated volume of people visiting the mint, the availability of Federal funding, and whether parking is a problem for Museum visitors. Supervisor Feticc directed the City Manager to prepare a Resolution supporting the reparations of the Museum and encouraging and requesting the Legislature and the executives to proceed as quickly as possible.

Mayor Teixeira recessed the Board of Supervisors meeting at 9:45 A.M. and reconvened as the Liquor and Entertainment Board.

2. SHERIFF, ORAL STATUS REPORT ON CHEERS FOOD AND SPIRITS: (1-1065) Sheriff Paul McGrath presented a positive quarterly report on Cheers Food and Spirits.

Mayor Teixeira adjourned the Liquor and Entertainment Board and reconvened the Board of Supervisors.

3. SHERIFF, ACTION ON REQUEST TO RECLASSIFY ACCOUNT CLERK II TO ACCOUNT TECHNICIAN: (1-1100) Sheriff Paul McGrath presented the request. Supervisor Feticc moved to support the Sheriff's request to reclassify the Account Clerk II, grade 23, to Account Technician, grade 30, under the present salary system. Supervisor Bennett seconded the motion. A vote was taken and carried 4-0.

4. TREASURER, ACTION ON REQUEST TO RETAIN OUTSIDE LEGAL COUNSEL TO REPRESENT CARSON CITY'S INTEREST IN BANKRUPTCY FILINGS: (1-1230) Treasurer Ted Thornton presented the request and answered questions regarding the volume of large bankruptcy cases the City is involved with and the type and cost of contracting outside legal counsel. It was the consensus of the Board that the Treasurer obtain more information regarding the cost of contracting outside legal counsel to represent Carson City in bankruptcy filings.

5. DISTRICT ATTORNEY:

A. ACTION ON CLAIM FOR MONEY DAMAGES BY TUDOR CHIRILA: (1-1615) Deputy District Attorney Bob Auer introduced the item. Supervisor Feticc moved to deny the claim for damages made by Tudor Chirila. Supervisor Bennett seconded the motion. A vote was taken and carried 4-0.

B. ACTION ON DEMAND AND AUTHORIZATION FOR NORTHERN NEVADA TITLE COMPANY TO PARTIALLY RELEASE REAL PROPERTY OF RICHARD LANGSON: (1-1670) Deputy District Attorney Bob Auer introduced the item. Supervisor Tatro disclosed that his wife is an employee of Northern Nevada Title Company, however, as no benefit will be received by him from this action, there is no conflict of interest. Supervisor Bennett moved to approve partial release of the Sewer Account. Settlement Agreement between Carson City and Richard Langson regarding the Carson City Hot Springs and to allow the Mayor to sign. Supervisor Feticc seconded the motion. A vote was taken and carried 4-0. Supervisor Bennett moved to allow the Mayor to also sign the demand to Northern Nevada Title to record the partial release. Supervisor Tatro seconded the motion. A vote was taken and carried 4-0.

C. ACTION ON PARTIAL RELEASE OF SEWER ACCOUNT SETTLEMENT

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AGREEMENT BETWEEN CARSON CITY AND RICHARD LANGSON TO ALLOW NEVADA DEPARTMENT OF TRANSPORTATION TO PURCHASE A PORTION OF REAL PROPERTY: (1-1617) discussed in conjunction with item 5-B.

6. CLERK-RECORDER, ACTION ON RESOLUTIONS AUTHORIZING THE DESTRUCTION OF ORIGINAL RECORDS, AS FOLLOWS: (1-1765) John Berkich introduced the item. Supervisor Feticc moved to approve Resolution No. 1990-R-37, A RESOLUTION AUTHORIZING THE DESTRUCTION OF ORIGINAL RECORDS. Supervisor Bennett seconded the motion. A vote was taken and carried 4-0.

Supervisor Tatro moved to adopt Resolution No. 1990-R-38, A RESOLUTION AUTHORIZING THE DESTRUCTION OF RECORDER RECORDS FOR THE RECORDER. Supervisor Bennett seconded the motion. A vote was taken and carried 4-0.

Supervisor Tatro moved to adopt Resolution No. 1990-R-39, A RESOLUTION AUTHORIZING THE DESTRUCTION OF ORIGINAL RECORDS FOR THE RECORDER. Supervisor Feticc seconded the motion. A vote was taken and carried 4-0.

Supervisor Tatro moved to adopt Resolution No. 1990-R-40, A RESOLUTION AUTHORIZING THE DESTRUCTION OF CLERK-RECORDER RECORDS. Supervisor Feticc seconded the motion. A vote was taken and carried 4-0.

Supervisor Tatro moved to adopt Resolution No. 1990-R-41, A RESOLUTION AUTHORIZING THE DESTRUCTION OF ORIGINAL RECORDS FOR THE RECORDER. Supervisor Feticc seconded the motion. A vote was taken and carried 4-0.

Supervisor Tatro moved to adopt Resolution No. 1990-R-42, A RESOLUTION AUTHORIZING THE DESTRUCTION OF CLERK-RECORDER ORIGINAL RECORDS. Supervisor Feticc seconded the motion. A vote was taken and carried 4-0.

Supervisor Tatro moved to adopt Resolution No. 1990-R-43, A RESOLUTION AUTHORIZING THE DESTRUCTION OF CLERK-RECORDER RECORDS. Supervisor Feticc seconded the motion. A vote was taken and carried 4-0.

7. ADMINISTRATIVE SERVICES DIRECTOR:

A. ACTION ON CHECK DISBURSEMENT REGISTER FOR JUNE, 1990: (1-1890) Internal Auditor Gary Kulikowski presented the June Check Disbursement Register. Supervisor Feticc moved to approve the Check Disbursement Register for June 1990. Supervisor Tatro seconded the motion. A vote was taken and carried 4-0.

B. ACTION ON AN INTERIM AGREEMENT BETWEEN CARSON CITY AND CARSON CITY EMPLOYEES ASSOCIATION REGARDING PAYMENT OF INCREASED MEDICAL INSURANCE PREMIUMS FOR EMPLOYEES FOR THE PERIOD FROM JUNE 1, 1990 THROUGH AUGUST 31, 1990: (1-1930) Administrative Services Director Mary Walker introduced the item. Supervisor Feticc moved to approve the interim agreement to pay employees portion of the group medical insurance rate increase for the CCEA employees at an amount of \$9.91 per month per employee not to exceed three months (June 1, 1990 through August 31, 1990), fiscal impact \$7,500, funding source Group Medical Insurance Fund. Supervisor Tatro seconded the motion. A vote was taken and carried 4-0.

Mayor Teixeira recessed the meeting at 10:15 and reconvened at 10:20 A.M. with a full quorum present.

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8. COMMUNITY DEVELOPMENT DEPARTMENT DIRECTOR:

A. PLANNING COMMISSION REFERRALS - ACTION ON CONSENT MATTERS:

SPECIAL USE PERMIT U-89/90-31 - APPLICATION FROM ALBERTSON'S (MARGARITA & TSUTOMO WAKIMOTO, PROPERTY OWNERS) FOR OUTDOOR DISPLAY AND STORAGE ON PROPERTY ZONED RETAIL COMMERCIAL (RC) LOCATED AT 222 FAIRVIEW DR. (APN 4-012-14) - P.C. APPROVED 5-1-1:

SPECIAL USE PERMIT U-89/90-32 - APPLICATION FROM CARSON CITY HEALTH DEPARTMENT TO CONSTRUCT A STORAGE BUILDING ON PROPERTY ZONED PUBLIC (P) LOCATED AT 3300 BUTTI WAY (CITY CORPORATE YARD) (APN 10-031-0) - P.C. APPROVED 6-0-1:

SPECIAL USE PERMIT U-89/90-33 - APPLICATION FROM PATRICK & CYNTHIA SULLIVAN (NORMAN & BARBARA BASSETT, PROPERTY OWNERS) TO ALLOW A CHILD CARE FACILITY FOR 100 CHILDREN ON PROPERTY SPLIT-ZONED LIMITED INDUSTRIAL (LI) & GENERAL INDUSTRIAL (GI) LOCATED AT 1501 SUTRO TERRACE (APN 8-681-08) - P.C. APPROVED 6-0-1:

SPECIAL USE PERMIT U-89/90-34 - APPLICATION FROM KINGDOM HALL OF JEHOVAH'S WITNESSES TO ALLOW A CHURCH ON PROPERTY ZONED SINGLE FAMILY 6000 (SF6000) LOCATED ON THE N.E. CORNER OF ROOP STREET & GRAVES LANE (APN 8-121-56 & 57) - P.C. APPROVED 6-0-1: Pulled from agenda.

SPECIAL USE PERMIT U-89/90-35 - APPLICATION FROM NEVADA VENTURES TO ALLOW AN OFFICE ON PROPERTY ZONED TOURIST COMMERCIAL (CT) LOCATED AT 808 E. GRAVES LANE (APN 8-121-43) - P.C. APPROVED 6-0-1:

VARIANCE V-89/90-10 - APPLICATION FROM DANNY & KAREN RASNER TO VARY 17 FT. FROM REQUIRED 20 FT. STREET SIDE YARD SETBACK ON PROPERTY ZONED SINGLE FAMILY ONE ACRE (SF1A) LOCATED AT 1055 VALLEY VIEW DRIVE (APN 9-144-02) - P.C. APPROVED 4-3-0: Pulled from agenda.

ACTION ON VARIANCE V-89/90-12 - APPLICATION FROM NEVADA VENTURES TO VARY FROM REAR & SIDE YARDS SETBACK REQUIREMENTS ON PROPERTY ZONED TOURIST COMMERCIAL (TC) LOCATED AT 808 E. GRAVES LANE (APN 8-121-43) - P.C. DENIED 6-0-1: Pulled from agenda.

City Manager John Berkich introduced the items for consideration and advised the Board that Variances V-89/90-10 & 12 were appealed by the applicants and would be heard on August 2, 1990. Supervisor Tatro advised the Board that the applicant, John Balentine, for Special Use Permit U-89/90-35 is his employee, however, he felt no conflict of interest in considering the matter. Following discussion of a Navigation Easement needed for Special Use Permit U-89/90-34, Supervisor Feticc moved to pull Agenda Item U-89/90-34 and continue it until August 2, 1990. Supervisor Bennett seconded the motion. A vote was taken and carried 4-0.

Supervisor Tatro moved to approve the Regional Planning Commission referrals Special Use Permits U-89/90-31, 32, 33, and 35. Supervisor Bennett seconded the motion. A vote was taken and carried 4-0.

ORDINANCES - FIRST READING:

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B. ACTION ON PROPOSED AMENDMENT TO TITLE 18 (ZONING) OF THE CARSON CITY MUNICIPAL CODE REGARDING FINAL ACTION BY THE PLANNING COMMISSION ON VARIANCES AND SPECIAL USE PERMITS (P.C. NO. A-87/88-12) - P.C. APPROVED 4-0-3: (1-3300) Community Development Director Walter Sullivan introduced the item. Supervisor Tatro moved to approve Bill #119, and adopt on first reading, AN ORDINANCE AMENDING SECTIONS 18.02.040, 18.02.051, 18.02.058, 18.05.061, 18.05.062, 18.05.064, 18.05.065, 18.05.081, 18.05.083, 18.05.085 AND ADDING 18.02.045 OF THE CARSON CITY MUNICIPAL CODE AUTHORIZING THE REGIONAL PLANNING COMMISSION TO MAKE FINAL DECISIONS ON SPECIAL USE PERMITS, VARIANCES AND APPEALS OF ADMINISTRATIVE DECISIONS, AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Feticc seconded the motion. A vote was taken and carried 4-0.

C. ACTION ON REQUEST FROM ROY & DIANNA FILKIN TO REVISE TITLE 18 (ZONING) OF THE CARSON CITY MUNICIPAL CODE ADDING A BED & BREAKFAST SECTION TO THE ORDINANCE (P.C. NO. A-89/90-5) - P.C. APPROVED 4-0-3: (2-0005) Community Development Director Walter Sullivan introduced the item. Supervisor Feticc moved to approve Bill No. 120, AN ORDINANCE AMENDING TITLE 18 OF THE CARSON CITY MUNICIPAL CODE BY ADDING CHAPTER 18.94 (PROVISIONS REGULATING BED AND BREAKFAST INNS), AMENDING CARSON CITY MUNICIPAL CODE DEFINITIONS BY ADDING THERETO AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Bennett seconded the motion. A vote was taken and carried 4-0.

D. APPOINTMENT OF WALTER SULLIVAN AS CARSON CITY REPRESENTATIVE TO THE STATE LAND USE PLANNING ADVISORY COUNCIL: (2-0230) City Manager John Berkich introduced the item. Supervisor Feticc moved to appoint Walter Sullivan as Carson City's representative to the State Land Use Planning Advisory Council. Supervisor Tatro seconded the motion. A vote was taken and carried 4-0.

9. PUBLIC WORKS DIRECTOR:

A. ACTION ON CHANGE ORDERS NOS. 4 & 5 TO CONTRACT NO. 1988-03 - DAYTON VALLEY AND CARSON VALLEY TEST WELLS: (2-0150) Utility Manager Dorothy Timian-Palmer introduced the item. Supervisor Feticc moved to approve and authorize the Mayor to sign Change Order #4 a deduction in the amount of \$6,815.88, to Contract #1988-03, Dayton Valley and Carson Valley test wells, funding source #520 Carson Valley Production Source. Supervisor Bennett seconded the motion. A vote was taken and carried 4-0. Supervisor Bennett moved to approve and authorize the Mayor to sign Change Order #5, in the amount of \$21,740.00, to Contract #1988-03, Dayton Valley and Carson Valley test wells, funding source #520 Eagle Valley Production Source. Supervisor Tatro seconded the motion. A vote was taken and carried 4-0.

B. ACTION ON U.S.G.S. AND CARSON CITY JOINT FUNDING AGREEMENT FOR WATER RESOURCES MONITORING: (2-0250) Utility Manager Dorothy Timian-Palmer introduced the item. Supervisor Feticc moved to approve and authorize the Mayor to sign the 1990-91 Joint Funding Agreement between Carson City and the United States Geological Survey for Water Resource Monitoring, covering the following: Monthly water resource conditions reporting of surface and ground waters at a participation cost of \$500.00, the operation and maintenance of ten (10) stream gauges at a cost of \$34,675, the recharge program monitoring and coordination at a cost of \$4,450; for total cost to the City of \$39,625, funding sources #420 and #520. Supervisor Tatro seconded the motion. A vote was taken and carried 4-0.

ORDINANCE SECOND READING:

C. ACTION ON BILL #115 - AN ORDINANCE AMENDING SECTION 2.04.400

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(PUBLIC OFFICERS) OF THE CARSON CITY MUNICIPAL CODE BY ADDING ASSOCIATE PUBLIC WORKS ENGINEER AND SEWER UTILITY SUPERINTENDENT AND DELETING WATER MANAGER: (2-0670) Public Works Director Dan O'Brien introduced the item. Supervisor Tatro moved to adopt Ordinance #1990-18, Bill #115, AN ORDINANCE AMENDING SECTION 2.04.400 (PUBLIC OFFICERS) OF THE CARSON CITY MUNICIPAL CODE BY ADDING ASSOCIATE PUBLIC WORKS ENGINEER TO THE LIST, ADDING SEWER UTILITY SUPERINTENDENT TO THE LIST, AND BY DELETING WATER MANAGER FROM THIS LIST. Supervisor Bennett seconded the motion. A vote was taken and carried 4-0.

ORDINANCE - FIRST READING:

D. ACTION ON AN ORDINANCE & DEVELOPMENT AGREEMENT FOR CARSON CARBURETOR LOCATED AT 3488 CENTENNIAL PARK DRIVE: (2-0450) Public Works Director Dan O'Brien introduced the item. The applicant, Dick Guess, addressed the Board and explained the request. Supervisor Fettic moved to approve Bill #121, AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND CARSON CARBURETOR REGARDING ASSESSOR'S PARCEL NO. 8-384-35 LOCATED AT 3488 CENTENNIAL PARK DRIVE, CARSON CITY, NEVADA. Supervisor Bennett seconded the motion. A vote was taken and carried 4-0.

E. ACTION ON AN ORDINANCE & DEVELOPMENT AGREEMENT FOR PARC DE MAISON LOCATED AT 1700 COLORADO STREET: (2-0540) Public Works Director Dan O'Brien introduced the item. Dr. Van Patten and Dr. Grundy addressed the Board and explained their request. Following clarification of the location of the poles to be moved, Supervisor Fettic moved to approve Bill #122, AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND PARC DE MAISON REGARDING ASSESSOR'S PARCEL NO. 10-061-76 LOCATED AT 1700 COLORADO STREET, CARSON CITY, NEVADA. Supervisor Bennett seconded the motion. A vote was taken and carried 4-0.

10. CITY MANAGER REPORTS, RESOLUTIONS, AND BOARD DIRECTIVES:

A. ACTION ON CONFIRMATION OF THE APPOINTMENT OF LOUIS BUCKLEY, JR. AS CARSON CITY'S FIRE CHIEF: (2-0965) City Manager John Berkich introduced the item. Supervisor Bennett moved to confirm the appointment of Louis Buckley, Jr. as Carson City Fire Chief. Supervisor Tatro seconded the motion. A vote was taken and carried 4-0.

B. RESOLUTION ESTABLISHING SALARY RANGES AND SALARIES FOR APPOINTEE COUNTY OFFICERS WITHIN CARSON CITY: City Manager John Berkich requested that this item be deferred until August.

11. BOARD OF SUPERVISORS REPORTS, RESOLUTIONS, AND PROCLAMATIONS:

A. DESIGNATION OF REPRESENTATIVES FROM THE BOARD OF SUPERVISORS TO THE V & T RAILROAD STEERING COMMITTEE: (2-1000) Mayor Teixeira introduced the item. Supervisor Tatro moved to appoint Kay Bennett and Tom Fettic as Carson City's representatives of the Board of Supervisors to the V & T Railroad Steering Committee. Supervisor Fettic seconded the motion. A vote was taken and carried 4-0.

B. SUPERVISOR BENNETT - DISCUSSION AND REQUEST FOR BOARD DIRECTION REGARDING AUTHORIZING STAFF TO INVESTIGATE THE FEASIBILITY OF LANDSCAPING CITY STREETS: (2-1200) City Manager John Berkich advised the Board that he has requested Dick Post, the Co-operative Extensive representative in charge of horticulture, to develop a concept of landscaping City streets. Supervisor Bennett advised the Board of the possibility of receiving

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Federal/State funding for this project.

C. CONFIRMATION OF JOINT GOAL-SETTING SESSION WITH CARSON CITY CONVENTION AND VISITORS' BUREAU - DAY, DATE, TIME, AND LOCATION: (2-1290) Mayor Teixeira advised the Board that a meeting has been scheduled for goal setting on Saturday, July 28, 1990 at 9:00 A.M.

D. CONFIRMATION OF GOAL-SETTING SESSION FOR THE BOARD OF SUPERVISORS - DAY, DATE, TIME, & LOCATION: (2-1330) Mayor Teixeira advised the Board that a performance plan will also be drafted for the City Manager position at the Saturday, July 28, 1990 meeting.

Supervisor Fetic moved to adjourn the meeting at 12:00 P.M. Supervisor Bennett seconded the motion. A vote was taken and carried 4-0.

A tape recording of these proceedings is on file in the Clerk-Recorder's Office. This tape is available for review and inspection during the normal business hours.

The Minutes of the Carson City Board of Supervisors July 19, 1990 meeting

ARE SO APPROVED ON September 6, 1990.

_____/s/_____
MARV TEIXEIRA, Mayor

ATTEST:

_____/s/_____
ALAN GLOVER, Clerk-Recorder