

CARSON CITY BOARD OF SUPERVISORS

Minutes of the September 1, 2016 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 1, 2016 in the Community Center Sierra Room, 851 East William Street, Carson City, Nevada.

PRESENT: Mayor Robert Crowell
Supervisor Brad Bonkowski, Ward 2
Supervisor Lori Bagwell, Ward 3
Supervisor Jim Shirk, Ward 4

STAFF: Nick Marano, City Manager
Sue Merriwether, Clerk - Recorder
Adriana Fralick, Chief Deputy District Attorney
Cheryl Eggert, Deputy Clerk
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 Recording Secretaries Division of the Carson City Clerk's Office, during regular business hours.

1 - 4. CALL TO ORDER, ROLL CALL, INVOCATION, AND PLEDGE OF ALLEGIANCE (8:30:00) - Mayor Crowell called the meeting to order at 8:30 a.m. Ms. Merriwether called the roll; a quorum was present. Supervisor Abowd was absent. First Christian Church Pastor Ken Haskins provided the invocation. At Mayor Crowell's request, Juvenile Services Deputy Chief Ali Bannister led the pledge of allegiance.

5. PUBLIC COMMENT (8:32:00) - Mayor Crowell entertained public comment. An anonymous female speaker reviewed documents which had been provided to her by Ms. Fralick following the last Board meeting. In response, Mayor Crowell advised that the issue of jurisdiction had been previously addressed by the District Attorney's staff. He cautioned against discussing matters in a public meeting which are part of litigation, and discussion followed.

(8:40:37) Craig Davis read a prepared statement into the record expressing concern over a sufficient and affordable water supply for the community. Mayor Crowell suggested a meeting between Mr. Davis and Mr. Marano and / or Public Works Department Director Darren Schulz to gain "a better understanding of where we are on some of the things that you've mentioned." Mayor Crowell entertained additional public comment; however, none was forthcoming.

6. POSSIBLE ACTION ON APPROVAL OF MINUTES - August 4, 2016 (8:49:38) - Mayor Crowell introduced this item, and entertained suggested revisions. When no revisions were forthcoming, Mayor Crowell entertained a motion. **Supervisor Bonkowski moved to approve the minutes, as presented. Supervisor Bagwell seconded the motion. Motion carried 4-0.**

7. POSSIBLE ACTION ON ADOPTION OF AGENDA (8:49:56) - Mayor Crowell introduced this item, and advised of having been requested to defer item 10(C). Mayor Crowell entertained additional modifications to the agenda and, when none were forthcoming, deemed the remainder of the agenda adopted, as published.

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ORDINANCES, RESOLUTIONS, AND OTHER ITEMS

8. JUVENILE PROBATION / DETENTION - PRESENTATION AND OVERVIEW OF THIS YEAR'S WILDERNESS PROGRAM, ALONG WITH ONE OF THIS YEAR'S GRADUATES WHO WILL PRESENT THEIR GRADUATION SPEECH (8:50:20) - Mayor Crowell introduced this item, and Juvenile Services Deputy Chief Ali Bannister reviewed the agenda materials. Ms. Bannister introduced Leonardo Miranda, who read a prepared statement into the record, a copy of which was provided for the record. The Board members, City staff, and citizens present applauded Mr. Miranda's speech. Mayor Crowell commended Mr. Miranda on turning his life around.

In response to a question, Mr. Miranda discussed possibilities for his future, and advised that he is working to finish his high school education and looking into colleges. Supervisor Bonkowski commended Mr. Miranda on "recognizing where [his] life was going and taking the effort to turn it around." He encouraged Mr. Miranda to stay on the right road. Mayor Crowell thanked Ms. Bannister and Mr. Miranda for their presentations.

9. PURCHASING AND CONTRACTS

9(A) POSSIBLE ACTION TO APPROVE CONTRACT NO. 1617-013 AND CONTRACT NO. 1617-048 FOR COUNSELING SERVICES, TO COMMUNITY COUNSELING CENTER, FOR A NOT-TO-EXCEED AMOUNT OF \$37,000 AND \$56,339, RESPECTIVELY, THROUGH JUNE 30, 2017; THESE ARE PROFESSIONAL SERVICES CONTRACTS AND, THEREFORE, NOT SUITABLE FOR PUBLIC BIDDING, PURSUANT TO NRS 332.115(1)(b) (9:03:12) - Mayor Crowell introduced this item, and Purchasing and Contracts Administrator Laura Tadman reviewed the agenda materials, including late material relative to both contracts. In response to a question, Chief Juvenile Probation Officer Ben Bianchi explained the purpose of the contracts. Court Administrator Max Cortes provided additional information. Ms. Cortes and Ms. Tadman responded to questions of clarification.

Mayor Crowell entertained additional questions or comments of the Board members and of the public. When no questions or comments were forthcoming, Mayor Crowell entertained a motion. **Supervisor Bonkowski moved to approve Contract No. 1617-013 and Contract No. 1617-048 for Counseling Services to Community Counseling Center for a not-to-exceed amount of \$37,000 and \$56,339, respectively, through June 30, 2017. Supervisor Shirk seconded the motion.** Mayor Crowell 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 Jim Shirk
AYES:	Supervisors Bonkowski, Shirk, Bagwell, and Mayor Crowell
NAYS:	None
ABSENT:	Supervisor Karen Abowd
ABSTAIN:	None

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9(B) POSSIBLE ACTION TO APPROVE THE PURCHASE OF EMERGENCY MEDICAL EQUIPMENT AND SUPPLIES FROM LIFE ASSIST, THROUGH A JOINDER CONTRACT WITH THE CITY OF BERKELEY, #14-10863, IN ACCORDANCE WITH NRS 332.195, FOR A NOT-TO-EXCEED ANNUAL AMOUNT OF \$82,000, TO BE FUNDED FROM THE OPERATING SUPPLIES ACCOUNT, AS PROVIDED IN THE FY 16 / 17 BUDGET (9:10:21) - Mayor Crowell introduced this item, and Purchasing and Contracts Administrator Laura Tadman reviewed the agenda materials. Fire Chief Bob Schreihans provided additional information. Mayor Crowell entertained Board member questions or comments and public comments and, when none were forthcoming, a motion. **Supervisor Bonkowski moved to approve the purchase of emergency medical equipment and supplies from Life Assist, through Joinder Contract with the City of Berkeley, #14-10863, in accordance with NRS 332.195, for a not-to-exceed annual amount of \$82,000, to be funded from the Operating Supplies Account, as approved in the FY 16 / 17 budget. Supervisor Bagwell seconded the motion.** Mayor Crowell 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 Lori Bagwell
AYES:	Supervisors Bonkowski, Bagwell, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	Supervisor Karen Abowd
ABSTAIN:	None

10. TREASURER

10(A) PUBLIC HEARING ON THE CARSON CITY TREASURER'S PROPOSED CITY POLICY FOR THE INVESTMENT OF SURPLUS MONEY (9:11:51) - Mayor Crowell introduced this item, and opened the public hearing. Treasurer Gayle Robertson reviewed the agenda materials. Supervisor Bonkowski suggested eliminating or prohibiting securities lending and repurchase agreements from the City's policy "because of the complexity and the cost of those investments." Mayor Crowell entertained public comment and, when none was forthcoming, closed the public hearing.

10(B) POSSIBLE ACTION TO APPROVE AND ADOPT THE CARSON CITY TREASURER'S PROPOSED CITY POLICY FOR THE INVESTMENT OF SURPLUS MONEY (9:15:27) - Mayor Crowell introduced this item and, in reference to previous discussion, Treasurer Gayle Robertson offered to amend the City's investment policy to eliminate securities lending and repurchase agreements. Supervisor Bonkowski clarified his preference to remove securities lending and repurchase agreements from the City's investment policy "for next year ... because we don't use these investment instruments." Ms. Robertson responded to questions of clarification, and discussion followed.

Mayor Crowell entertained public comment and, when none was forthcoming, a motion. **Supervisor Bonkowski moved to approve and adopt the Carson City Treasurer's proposed City policy for the investment of surplus money, and give staff direction to go through the document for next year's review, and remove references to purchase agreements and securities lending. Supervisor Shirk 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 [4 - 0 - 1]
MOVER:	Supervisor Brad Bonkowski
SECOND:	Supervisor Jim Shirk
AYES:	Supervisors Bonkowski, Shirk, Bagwell, and Mayor Crowell
NAYS:	None
ABSENT:	Supervisor Karen Abowd
ABSTAIN:	None

10(C) POSSIBLE ACTION TO ORDER AND DIRECT THE CARSON CITY TREASURER TO SELL, AFTER GIVING NOTICE OF SALE, FOR A TOTAL AMOUNT NOT LESS THAN THE AMOUNT OF TAXES, COSTS, PENALTIES, AND INTEREST LEGALLY CHARGEABLE AGAINST THE PROPERTY, AS STATED IN THE ORDER, THE FOLLOWING PROPERTIES: 001-032-05; 001-102-21; 002-093-06; 002-482-30; 002-592-03; 002-742-10; 004-162-05; 004-242-05; 004-333-07; 005-072-07; 007-042-18; 008-141-36; 008-141-37; 008-141-40; 008-141-41; 008-141-42; 008-161-41; 008-191-36; 008-191-37; 008-191-38; 008-191-39; 008-222-13; 008-271-08; 008-271-26; 008-307-07; 008-344-01; 008-591-23; 008-797-35; 008-816-28; 009-021-02; 009-031-01; 009-151-01; 009-393-09; 009-691-11; 010-458-25; 010-541-19; 010-593-09; WHILE THIS REQUIRED STEP TOWARDS A TAX SALE IS NOW BEING TAKEN, SOME OF THESE PROPERTIES MAY BE PROTECTED FROM SALE UNDER US BANKRUPTCY LAWS - Deferred.

11. HEALTH AND HUMAN SERVICES DEPARTMENT - DISCUSSION AND POSSIBLE ACTION TO APPROVE THE REVISED COOPERATIVE AGREEMENT FOR THE CREATION OF NEVADAWORKS (9:20:41) - Mayor Crowell introduced this item, and Business Development Manager Michael Salogga provided background information. Mr. Salogga introduced Human Services Manager Mary Jane Ostrander and advised that she has been appointed as Supervisor Abowd's alternate representative to the NevadaWorks Board. Mr. Salogga also introduced NevadaWorks CEO John Thurman, and provided background information on revisions to the Cooperative Agreement.

(9:21:56) NevadaWorks CEO John Thurman explained revisions to the Cooperative Agreement which were directed by the Nevada Attorney General's staff. Mr. Thurman responded to questions of clarification, and discussion followed.

Mayor Crowell entertained public comment; however, none was forthcoming. (9:33:04) In response to a question, Ms. Ostrander advised that the Health and Human Services Department does not receive NevadaWorks funding directly, but works closely with some of the programs.

Mr. Thurman responded to additional questions regarding the City's involvement in the Cooperative Agreement to establish NevadaWorks. NevadaWorks will oversee "those Department of Labor funds and those contracts with the subrecipients." In response to an additional question, Mr. Thurman reviewed prohibited use of funds relative to alcohol and tobacco.

Mayor Crowell entertained additional Board member questions or comments and public comments. When no additional questions or comments were forthcoming, Mayor Crowell entertained a motion. **Supervisor Bonkowski moved to approve the revised Cooperative Agreement for the creation of NevadaWorks. Supervisor Bagwell seconded the motion.** Mayor Crowell entertained discussion on the motion and,

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when none was forthcoming, requested Mr. Thurman to convey to the Deputy Attorney General that the Board is not entirely comfortable with the language in paragraph 18 of the Cooperative Agreement. Mayor Crowell called for a vote on the pending motion.

RESULT:	Approved [4 - 0 - 1]
MOVER:	Supervisor Brad Bonkowski
SECOND:	Supervisor Lori Bagwell
AYES:	Supervisors Bonkowski, Bagwell, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	Supervisor Karen Abowd
ABSTAIN:	None

Mayor Crowell thanked Mr. Thurman and recessed the meeting at 9:38 a.m.

12. PUBLIC WORKS DEPARTMENT - POSSIBLE ACTION TO ADOPT A RESOLUTION AND AUTHORIZE THE MAYOR TO SIGN THE EASEMENT AGREEMENT, BETWEEN CARSON CITY AND YTURBIDE REVOCABLE - 1992 TRUST, TO PURCHASE AN EIGHT THOUSAND ONE HUNDRED THIRTY-SEVEN (8,137) SQUARE FOOT PERMANENT EASEMENT FROM A PORTION OF APN 009-223-03 ALONG CLEAR CREEK AVENUE FOR THE PURPOSE OF ROADWAY, UTILITIES, AND ASSOCIATED IMPROVEMENTS (9:52:11) - Mayor Crowell reconvened the meeting at 9:52 a.m., and introduced this item. Real Property Manager Stephanie Hicks provided background information and reviewed the agenda materials in conjunction with displayed slides. Ms. Hicks reviewed necessary revisions to the easement agreement. Ms. Hicks and Engineering Manager Danny Rotter responded to questions of clarification.

Mayor Crowell entertained additional Board member questions or comments and public comments and, when none were forthcoming, a motion. **Supervisor Bonkowski moved to adopt Resolution No. 2016-R-23, and authorize the Mayor to sign the Easement Agreement, between Carson City and Yturbide Revocable 1992 Trust, to purchase an 8,137-square-foot permanent easement from a portion of APN 009-223-03, along Clear Creek Avenue, for the purpose of roadway, utilities, and associated improvements. Supervisor Bagwell seconded the motion.** Mayor Crowell 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 Lori Bagwell
AYES:	Supervisors Bonkowski, Bagwell, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	Supervisor Karen Abowd
ABSTAIN:	None

13. FINANCE DEPARTMENT

13(A) POSSIBLE ACTION TO ACCEPT THE REPORT ON THE CONDITION OF EACH FUND IN THE TREASURY AND THE STATEMENTS OF RECEIPTS AND EXPENDITURES, THROUGH AUGUST 19, 2016, PURSUANT TO NRS 251.030 AND NRS 354.290 (9:58:29) - Mayor Crowell introduced this item, and entertained questions of Chief Financial Officer Nancy Paulson. When

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no questions were forthcoming, Mayor Crowell entertained public comment. When no public comment was forthcoming, he entertained 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 August 19, 2016, pursuant to NRS 251.030 and NRS 354.290. Supervisor Bagwell seconded the motion.** Mayor Crowell 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 Lori Bagwell
AYES:	Supervisors Bonkowski, Bagwell, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	Supervisor Karen Abowd
ABSTAIN:	None

13(B) POSSIBLE ACTION TO APPROVE AN INTERLOCAL CONTRACT, BETWEEN CARSON CITY AND THE CARSON CITY OPEB TRUST FUND FOR THE INVESTMENT OF TRUST ASSETS ON A SHORT-TERM BASIS IN THE CARSON CITY INVESTMENT POOL (9:59:04) - Mayor Crowell introduced this item, and Chief Financial Officer Nancy Paulson reviewed the agenda materials. Mayor Crowell entertained Board member and public questions or comments and, when none were forthcoming, a motion. **Supervisor Bagwell moved to approve the interlocal contract, between Carson City and the Carson City OPEB Trust Fund, for the investment of trust assets on a short-term basis, in the Carson City investment pool. Supervisor Bonkowski seconded the motion.** Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [4 - 0 - 1]
MOVER:	Supervisor Lori Bagwell
SECOND:	Supervisor Brad Bonkowski
AYES:	Supervisors Bagwell, Bonkowski, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	Supervisor Karen Abowd
ABSTAIN:	None

14. COMMUNITY DEVELOPMENT DEPARTMENT, PLANNING DIVISION - POSSIBLE ACTION TO PROVIDE DIRECTION TO STAFF REGARDING TECHNICAL CORRECTIONS AND OTHER POSSIBLE CODE AMENDMENTS TO TITLE 8, PUBLIC PEACE, SAFETY, AND MORALS, CHAPTER 8.10, RECREATIONAL VEHICLE PARKING, RELATING TO THE PARKING AND STORAGE OF RECREATIONAL VEHICLES (10:00:20) - Mayor Crowell introduced this item, and Community Development Director Lee Plemel provided background information. Deputy District Attorney Iris Yowell reviewed the agenda materials, responded to questions of clarification, and extensive discussion followed.

Mayor Crowell entertained public comment. (10:28:03) John Strahan expressed understanding for controlling parking on the public roadways, and the opinion that “the City should approach this with cooperation with the residents, cooperation with the users, cooperation with the people that live here, work here, own properties here, and also own RVs.” Mr. Strahan expressed the opinion that the current

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ordinance “is pretty confusing,” and read portions of the same into the record. Ms. Yowell responded to questions of clarification. Mr. Strahan expressed the opinion that “enforcement is selective.” He advised of having spoken to both the City Manager and Code Enforcement Officer Kevin McCoy who informed him that the Code is complaint driven. Mr. Strahan expressed opposition and suggested instead addressing “the issues of public safety, blight, public health.” He requested consideration “in the revision of the ordinance. How is it enforced? Is it enforced equally ...? While I'm standing here getting the notice of violation looking at a trailer that's been there for three months that is still there ...”

Mr. Strahan expressed the opinion that “the problem is not going to go away,” and suggested addressing the issue “on two levels - private property and public roadways - and then you can ... break it up to the user level so we can understand this.” He expressed the further opinion that “an appropriate ordinance would have some type of seasonal parking provision. Twelve weeks out of the year. Twelve weeks. We're not talking during snow removal. We're not talking long-term storage but twelve weeks of the year, if an RV or boat owner wants to be able to use his equipment, in and out, in front of his house, ... I think that addresses a lot of the concerns and would alleviate a lot of the continual problems of the people that complain about these things. ... Obviously, it would have to be currently registered; public safety would be a concern; visibility up and down the street, visibility around driveways; passage ...; and uniform enforcement ... Level the playing field. If we're going to enforce on one, let's look at all of them that are out there.”

Mr. Strahan emphasized the need to “alleviate the confusion” relative to the ordinance and suggested suspending enforcement of the current ordinance, except for cases of obviously abandoned vehicles, public safety or public health, until the ordinance is revised. He further suggested soliciting input from the RV and boat owners, the RV dealerships, and the people that complain. He suggested considering the “dumpy motels, ... the vagrants, ... the garbage overflowing” as “more of a priority than somebody's trailer parked in front of their house between June and the end of August or September.” He further suggested that City resources are being wasted “on something that could be easily addressed through education, cooperation, everybody buying into it ...” He reiterated the suggestion to suspend enforcement, except for violations of public safety, until the ordinance is finalized.

Mayor Crowell entertained additional public comment; however, none was forthcoming. In response to a question, Code Enforcement Officer Kevin McCoy described the procedure for addressing complaints. Additional discussion followed, and Mayor Crowell entertained a motion. **Supervisor Bonkowski moved to provide direction to staff to bring back an ordinance incorporating technical corrections to Title 8, as presented by staff, and including the public comment and discussion amongst the Board members today. Supervisor Shirk seconded the motion.** Mayor Crowell 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 Jim Shirk
AYES:	Supervisors Bonkowski, Shirk, Bagwell, and Mayor Crowell
NAYS:	None
ABSENT:	Supervisor Karen Abowd
ABSTAIN:	None

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**15. BOARD OF SUPERVISORS NON-ACTION ITEMS:
FUTURE AGENDA ITEMS**

STATUS REVIEW OF PROJECTS

INTERNAL COMMUNICATIONS AND ADMINISTRATIVE MATTERS

CORRESPONDENCE TO THE BOARD OF SUPERVISORS

STATUS REPORTS AND COMMENTS FROM BOARD MEMBERS (10:48:15) - Supervisor Shirk announced the 9/11 Memorial Ceremony to be held in Mills Park. At Supervisor Shirk's request, Mr. Marano provided additional details. Supervisor Bagwell thanked Mr. Marano and the Parks and Recreation Department staff for the improvements being made at the Aquatic Facility following extensive public comment at a recent Board meeting. Mayor Crowell advised that he had invited Congressman Amodei and Senator Heller to attend the 9/11 Memorial Ceremony.

(10:51:53) Supervisor Bonkowski announced that a manufacturing company closed escrow yesterday on a local property. Once the company reaches full operation, within 3-5 years, it will occupy 260,000 square feet and provide 200 jobs.

STAFF COMMENTS AND STATUS REPORTS (10:50:36) - Business Development Manager Michael Salogga announced the public launch of a retail and restaurant recruitment survey "for downtown with the construction of Carson Street coming to a close ... in the next couple of months."

16. PUBLIC COMMENT (10:52:37) - Mayor Crowell entertained public comment; however, none was forthcoming.

17. ACTION TO ADJOURN (10:52:49) - Mayor Crowell adjourned the meeting at 10:52 a.m.

The Minutes of the September 1, 2016 Carson City Board of Supervisors meeting are so approved this _____ day of October, 2016.

ROBERT L. CROWELL, Mayor

ATTEST:

SUSAN MERRIWETHER, Clerk - Recorder