

**CARSON CITY BOARD OF SUPERVISORS**  
**Minutes of the September 16, 2021 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 16, 2021 in the Community Center Robert “Bob” Crowell Boardroom, 851 East William Street, Carson City, Nevada.

**PRESENT:**

Mayor Lori Bagwell  
Supervisor Stacey Giomi, Ward 1  
Supervisor Maurice White, Ward 2  
Supervisor Stan Jones, Ward 3  
Supervisor Lisa Schuette, Ward 4

**STAFF:**

Nancy Paulson, City Manager  
Aubrey Rowlett, Clerk-Recorder  
Stephanie Hicks, Deputy City Manager  
Dan Yu, Assistant District Attorney  
Tamar Warren, Senior Public Meetings 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. All meeting minutes are available for review at: <https://www.carson.org/minutes>.

**1 - 4. CALL TO ORDER, ROLL CALL, INVOCATION, AND PLEDGE OF ALLEGIANCE**

(8:32:30) – Mayor Bagwell called the meeting to order at 8:32 a.m. Ms. Rowlett called roll and noted that a quorum was present. Airport Road Church of Christ Pastor Bruce Henderson provided the invocation. Mayor Bagwell also invited Pastor Henderson to lead the Pledge of Allegiance.

**5. PUBLIC COMMENT**

(8:34:48) – Mayor Bagwell entertained public comments and reminded everyone that public comment will be limited to three minutes per speaker.

(8:35:30) – Joy Trushenski read a prepared statement in support of the U.S. Constitution and noted that “any law passed by congress or state legislatures” did not constitute “the law of the land,” citing related case law. Ms. Trushenski believed that certain drugs such as hydroxychloroquine, were banned even though they were effective. She also opposed masks and vaccine mandates, encouraging everyone to “stand for our rights.”

(8:39:08) – Jim Shirk objected to the Mayor’s speaking engagement regarding the “business, unemployment, and opportunities in Carson City,” [at the non-profit Professional Saleswomen of Nevada (PSN) luncheon] at the Adams Hub for Innovation, noting that it was a \$25 paid lunch event. Mr. Shirk believed that “the Mayor has a duty and responsibility to provide the information to citizens free of charge.” Mr. Shirk also objected to the public’s inability to comment on each agenda item, noting that even with COVID-19 restrictions the Boardroom

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was full of members of the public and noted that “a recall of the Mayor should be open for discussion.” He also requested that the Board members “stand up for the citizens’ right to speak.”

(8:42:09) – Mayor Bagwell thanked Mr. Shirk and clarified that she is invited to speak at many meetings and “I do not have anything to do with whether or not meals [are provided]” or whether there is a charge for the meals. She noted “I speak for free and just for the record, I’ve never charged anyone to come and speak at their meetings.”

(8:42:50) – Parks, Recreation, and Open Space Department Director Jennifer Budge announced that the Prison Hill Recreation Area/Fifth Street Trailhead had received national recognition for an award, calling it an amazing accomplishment. Ms. Budge read into the record the announcement from the Coalition for Recreational Trails regarding its “Annual Achievement Award for Outstanding Use of Recreational Trails Program Funds in the Community Linkage Category.” She also thanked the Open Space Staff, the Public Works Department, Muscle Powered, the Great Basin Institute, the Boy Scouts, and the Nevada State Parks. Mayor Bagwell thanked and congratulated the team for this accomplishment.

(8:44:21) – Mayor Bagwell announced that items 21.A and 21.B would be continued to the next meeting, and that items 14.B and 14.C would be pulled from the Consent Agenda to be heard with item 16,C but acted upon separately.

**6. FOR POSSIBLE ACTION: APPROVAL OF MINUTES – AUGUST 19, 2021**

(8:44:53) – Mayor Bagwell introduced the item and noted that she had submitted two typographical errors. She also entertained additional changes and when none were forthcoming, a motion.

**(8:45:06) – Supervisor Giomi moved to approve the minutes of August 19, 2021 as amended. The motion was seconded by Supervisor Schuette and carried 5-0-0.**

**7. SPECIAL PRESENTATIONS**

**7.A PRESENTATION OF A PROCLAMATION TO RECOGNIZE SEPTEMBER 17, 2021 AS CONSTITUTION DAY.**

(8:45:25) – Mayor Bagwell introduced the item and invited Supervisor White to read the proclamation, incorporated into the record, recognizing September 17, 2021 as Constitution Day.

(8:46:10) – Supervisor White read the aforementioned proclamation and noted that he had provided copies of the U.S. Constitution for the audience to take home. He also encouraged “all elected and appointed government officials to recognize the authority of the U.S. Constitution and work within that authority.” Mayor Bagwell invited the Board members to sign the proclamation and to take part in a commemorative photograph. She also announced that the Daughters of the American Revolution Battle Born Chapter would celebrate Constitution Day on September 17, 2021 at the Carson City Library, which is also featuring a display in celebration of its 234<sup>th</sup> anniversary.

**7.B PRESENTATION OF LENGTH OF SERVICE CERTIFICATES TO CITY EMPLOYEES.**

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(8:50:32) – Mayor Bagwell introduced the item and presented length of service awards to the following employees:

25 Years:

- Maribel Gutierrez, Judicial Assistant

15 Years:

- Frank Mournighan, Detention Manager
- Elizabeth Patterson, Sheriff Support Specialist

Mayor Bagwell and the Board congratulated the recipients of the service awards and joined them for a commemorative photograph.

**CONSENT AGENDA**

(8:55:02) – Mayor Bagwell introduced the item and reminded everyone that items 14.B and 14.C would be pulled for discussion along with item 16.C. Supervisor White wished to pull item 12.A for discussion as well. Mayor Bagwell entertained a motion.

**(8:55:29) – Supervisor Giomi moved to approve the Consent Agenda consisting of items 8.A, 9.A, 10.A, 11.A, 13.A, 14.A, and 14.D as presented. Supervisor Schuette seconded the motion.**

<b>RESULT:</b>	<b>APPROVED (5-0-0)</b>
<b>MOVER:</b>	Supervisor Giomi
<b>SECONDER:</b>	Supervisor Schuette
<b>AYES:</b>	Supervisors Giomi, Jones, Schuette, White, and Mayor Bagwell
<b>NAYS:</b>	None
<b>ABSTENTIONS:</b>	None
<b>ABSENT:</b>	None

**8. ASSESSOR**

**8.A FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A PROPOSED PARTIAL REMOVAL OF REAL PROPERTY TAXES FOR THE 2021/2022 FISCAL YEAR FOR ASSESSOR'S PARCEL NUMBER (APN) 009-102-19, 2207 BIRCH STREET, PER NRS 361.765 IN THE AMOUNT OF \$863.94.**

**9. CITY MANAGER**

**9.A FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION ON RATIFYING THE APPROVAL OF BILLS AND OTHER REQUESTS FOR PAYMENTS BY THE CITY MANAGER FOR THE PERIOD OF AUGUST 7, 2021 THROUGH SEPTEMBER 3, 2021.**

**10. COURTS**

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**10.A FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A PROPOSED NO-COST INTERLOCAL CONTRACT BETWEEN THE STATE OF NEVADA, ACTING BY AND THROUGH ITS DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC AND BEHAVIORAL HEALTH (“RURAL CLINICS”), AND THE CARSON CITY JUSTICE/MUNICIPAL COURT TO FACILITATE COLLABORATIVE CASE COORDINATION FOR MENTAL HEALTH COURT PROGRAM PARTICIPANTS, TO BE EFFECTIVE THROUGH JUNE 30, 2023.**

**11. FINANCE**

**11.A FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING THE REPORT ON THE CONDITION OF EACH FUND IN THE TREASURY AND THE STATEMENTS OF RECEIPTS AND EXPENDITURES THROUGH SEPTEMBER 3, 2021, PER NRS 251.030 AND NRS 354.290.**

**12. PARKS AND RECREATION**

**12.A FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING INTERLOCAL CONTRACT #NDOC21029 BETWEEN CARSON CITY, ON BEHALF OF THE PARKS, RECREATION AND OPEN SPACE DEPARTMENT ("DEPARTMENT") AND THE STATE OF NEVADA, ON BEHALF OF THE DEPARTMENT OF CORRECTIONS ("NDOC"), TO PROVIDE INMATE SERVICES FOR PARK MAINTENANCE THROUGH JUNE 30, 2025 AT THE BEGINNING RATE OF \$1 PER HOUR, WITH INCREMENTAL INCREASES IN THE HOURLY RATE UP TO A MAXIMUM RATE OF \$2.50 PER HOUR BASED ON CONTINUOUS EMPLOYMENT, FOR A TOTAL NOT TO EXCEED AMOUNT OF \$188,000.**

(8:56:00) – Mayor Bagwell introduced the item. At Supervisor White’s request, Ms. Budge clarified that the State (including the Nevada Division of Forestry, for firefighting) is prioritized to receive inmate services first. She also noted that with the COVID-19 challenges, the City may receive up to 10 inmates which may offset the staffing challenges of the Department. Ms. Budge reviewed the cost analysis and the fiscal impact for the four-year contract which are outlined in the Staff Report. Mayor Bagwell entertained questions/comments and when none were forthcoming, a motion.

**(8:58:29) – Supervisor White moved to approve the contract as presented. Supervisor Jones seconded the motion.**

<b>RESULT:</b>	<b>APPROVED (5-0-0)</b>
<b>MOVER:</b>	Supervisor White
<b>SECONDER:</b>	Supervisor Jones
<b>AYES:</b>	Supervisors Giomi, Jones, Schuette, White, and Mayor Bagwell
<b>NAYS:</b>	None
<b>ABSTENTIONS:</b>	None
<b>ABSENT:</b>	None

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**13. TREASURER**

**13. A FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING THE TREASURER'S MONTHLY STATEMENT OF ALL MONEY ON DEPOSIT, OUTSTANDING CHECKS AND CASH ON HAND FOR AUGUST 2021, SUBMITTED PER NEVADA REVISED STATUTES ("NRS") 354.280.**

**14. PURCHASING AND CONTRACTS**

**14.A FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A DETERMINATION THAT JUSTIN WILSON CONSTRUCTION ("JWC") IS THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER PURSUANT TO NEVADA REVISED STATUTES ("NRS") CHAPTER 338, AND WHETHER TO AWARD CONTRACT NO. 21300153 FOR THE CONTE DRIVE DRAINAGE IMPROVEMENTS PROJECT ("PROJECT") TO JWC FOR A TOTAL AMOUNT NOT TO EXCEED \$242,679.80.**

**14.B FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING CONFLICT COUNSEL ATTORNEY SERVICES CONTRACT NO. 20300005-B BETWEEN CARSON CITY AND JOHN E. MALONE FOR CONFLICT COUNSEL SERVICES, EFFECTIVE OCTOBER 1, 2021 THROUGH JUNE 30, 2023, IN THE AMOUNT OF \$12,500 PER MONTH FOR OCTOBER 1, 2021 THROUGH JUNE 30, 2022, AND \$14,583.34 PER MONTH FOR JULY 1, 2022 THROUGH JUNE 30, 2023, FOR A TOTAL CONTRACT AMOUNT OF \$287,500.08 TO BE FUNDED FROM THE GENERAL FUND COURTS PROFESSIONAL SERVICES/CONFLICT ACCOUNT.**

(8:58:54) – Mayor Bagwell introduced items 14.B, 14.C, and 16.C. Courts Administrator Max Cortes gave background and reviewed the Staff Reports which are incorporated into the record.

(9:05:41) – Nevada Department of Indigent Services (DIDS) Executive Director Marcie Ryba introduced herself and noted that former Carson City Mayor Bob Crowell had chaired the Board of Indigent Defense Services. Ms. Ryba provided background on DIDS and requested the removal of Section V (n) from Exhibit A of the contract to ensure that the attorneys representing the indigent clients will not be responsible for investigative and other costs:

n. *The expense of office space, furniture, equipment, supplies, routine investigative costs and secretarial services suitable for the conduct of the CONTRACTOR'S practice as required by this contract are the responsibility of the CONTRACTOR and are part of CONTRACTOR'S compensation paid pursuant to Monthly Payments of this contract and as provided in NRS 260.040 (5).*

(9:07:25) – Ms. Ryba also requested removal of Section III d-f, recommending that the billing be provided to the counties.

d. *The Court may request periodic time summaries from the CONTRACTOR in a form prescribed by the Court.*

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*e. These time summaries will report the amount of time necessary and reasonable spent for travel, investigation, research, trial preparation and hearings as well as trials.*

*f. These time summaries will be filed with the Court at the conclusion of each assigned case and sealed by the Clerk of Court until requested by the Court.*

(9:10:12) – Deputy District Attorney Todd Reese recommended replacing *Court* with *Indigent Defense Coordinator* (in Sections III {d, e, f} and V { e, h, i} of Exhibit A). He also explained that he had been aware of the request to remove Section V.n the evening before the meeting; therefore, he recommended reviewing that section and returning with a recommendation at a later date. Thomas Qualls, DIDS Deputy Director clarified that removal of the section would comply with the Expenses Section (12.c) of the Indigent Defense Plan. Mr. Reese reiterated his recommendation to approve the contract to ensure that the Indigent Defense Services are not interrupted; however, he wished to coordinate with the Conflict Counsel to discuss that section. Mayor Bagwell believed that the compensation may already have included the routine investigative expenses and noted that a discussion was warranted to ensure “the Counsel and the City are on the same page.” Mayor Bagwell entertained a motion.

**(9:18:44) – Supervisor Giomi moved to approve the Contracts No. 20300003 and 20300003-B with changes to Sections III d, e, f and Section V (e, h, i) replacing *Court* with *Indigent Defense Coordinator*. Supervisor Jones seconded the motion.**

<b>RESULT:</b>	<b>APPROVED (5-0-0)</b>
<b>MOVER:</b>	Supervisor Giomi
<b>SECONDER:</b>	Supervisor Jones
<b>AYES:</b>	Supervisors Giomi, Jones, Schuette, White, and Mayor Bagwell
<b>NAYS:</b>	None
<b>ABSTENTIONS:</b>	None
<b>ABSENT:</b>	None

**14.C FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING AMENDMENTS TO CONFLICT COUNSEL ATTORNEY SERVICES CONTRACT NO. 20300003, WITH WALTER B. FEY, AND CONTRACT NO. 20300004, WITH NOEL S. WATERS, FOR CONFLICT COUNSEL SERVICES EFFECTIVE OCTOBER 1, 2021 THROUGH JUNE 30, 2023, INCREASING THE AMOUNT OF EACH CONTRACT FROM \$10,802.92 TO \$12,500 PER MONTH FOR OCTOBER 1, 2021 THROUGH JUNE 30, 2022, FROM \$11,127.00 TO \$14,583.34 PER MONTH FOR JULY 1, 2022 THROUGH JUNE 30, 2023, FOR A TOTAL INCREASE PER CONTRACT OF \$56,749.72, FOR A NEW PER CONTRACT TOTAL AMOUNT OF \$445,768.00 FROM JULY 1, 2020 THROUGH JUNE 30, 2023 TO BE FUNDED FROM THE GENERAL FUND COURTS PROFESSIONAL SERVICES/CONFLICT ACCOUNT.**

Please see the minutes of item 14.B.

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**14.D FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING CONTRACT NO. 21300191 FOR THE JAIL AND COURTHOUSE NEW IDF CONTROL ROOM PROJECT, WITH CONWAY COMMUNICATIONS, FOR A NOT TO EXCEED AMOUNT OF \$90,995.**

**END OF CONSENT AGENDA**

**ORDINANCES, RESOLUTIONS, AND OTHER ITEMS**

**15. ITEM(S) PULLED FROM THE CONSENT AGENDA WILL BE HEARD AT THIS TIME**

Please see the minutes of items 12.A, 14.B, and 14.C.

**16. CITY MANAGER**

**16.A FOR DISCUSSION ONLY: DISCUSSION AND PRESENTATION BY MARK WLASCHIN, DEPUTY SECRETARY FOR ELECTIONS, ON THE NEVADA SECRETARY OF STATE'S VOTER OUTREACH PROGRAM WHICH IS INTENDED TO PROVIDE CLEAR, FACTUAL AND NONPARTISAN INFORMATION CONCERNING IMPACTS AND CHANGES TO VOTER AND ELECTIONS PROCESSES, IMPROVEMENTS TO VOTER AND ELECTIONS INTEGRITY AND OPPORTUNITIES FOR CITIZEN INVOLVEMENT LEADING UP TO AND DURING THE 2022 ELECTION CYCLE.**

(10:11:16) – Mayor Bagwell introduced the item. Deputy Secretary of State for Elections Mark Wlaschin reviewed election-related legislative measures by the Nevada Legislature and the formal voter outreach campaign by the Office of the Secretary of State. Mr. Wlaschin also responded to clarifying questions by the Board. He explained to Supervisor White that voters may opt out of a mailed ballot by filling out a form 60 days before an election or fill out a form online to request an absentee ballot. Mayor Bagwell thanks Mr. Wlaschin and Secretary of State Barbara Cegavske for reaching out.

**16.B FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A PROPOSED NO-COST RENEWAL TO COOPERATIVE AGREEMENT FOR AIRPORT AUTHORITY TO MANAGE CARSON CITY'S AIRPORT ("RENEWAL AGREEMENT"), TO BE EFFECTIVE UPON THE DATE OF APPROVAL AND FINAL EXECUTION BY CARSON CITY (THE "CITY") AND THE CARSON CITY AIRPORT AUTHORITY ("CCAA") THROUGH JUNE 30, 2026, WITH AUTOMATIC RENEWAL OF SUCCESSIVE TERMS OF ONE YEAR UNLESS EARLIER TERMINATED FOR CAUSE OR BY MUTUAL AGREEMENT.**

(10:08:15) – Mayor Bagwell received confirmation from Mr. Wlaschin that this item may precede item 16.A and she introduced it. Airport Counsel Steve Tackes noted that the fire station adjacent to the Airport was included in “the description of parcels that include the Airport,” and indicated that he was working with the City’s Real Property Manager to “clearly break it,” adding that it would not require any changes to the agreement. Mr. Tackes also thanked the City for a great relationship with the Airport. Mayor Bagwell entertained a motion,

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**(10:10:45) – Supervisor Jones moved to approve the Renewal Agreement as presented. Supervisor White seconded the motion.**

<b>RESULT:</b>	<b>APPROVED (5-0-0)</b>
<b>MOVER:</b>	Supervisor Jones
<b>SECONDER:</b>	Supervisor White
<b>AYES:</b>	Supervisors Giomi, Jones, Schuette, White, and Mayor Bagwell
<b>NAYS:</b>	None
<b>ABSTENTIONS:</b>	None
<b>ABSENT:</b>	None

(10:17:48) – Mayor Bagwell indicated that per Mr. Tackes, an Assessor’s Parcel Number (APN) correction was being considered and **requested to amend the previous motion by adding the following: “to allow the City Manager and the District Attorney’s Office to make the clerical change to the contract, and to identify the revised APN for the fire station.”** Supervisor Jones agreed to amend the motion and Supervisor White agreed to second the amendment. The amended motion carried 5-0-0.

**16.C FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING CARSON CITY’S INDIGENT DEFENSE SERVICES PLAN ("PLAN"), A PLAN REQUIRED BY NEVADA REVISED STATUTES ("NRS") 260.070 FOR THE PROVISION OF LEGAL SERVICES TO PERSONS ACCUSED OF CERTAIN CRIMES WHO ARE UNABLE TO AFFORD AN ATTORNEY.**

(9:19:35) – Mayor Bagwell introduced the item. Mr. Reese gave background and reviewed Carson City’s Indigent Defense Plan which is incorporated into the record. He also recommended the following changes to the Plan:

**3: Applicability:**

*d. Notwithstanding any other section of this Plan, under NRS 180.004 DIDS’ regulations apply only to attorneys providing services in cases under section 2 3(a). DIDS’ regulations do not apply to attorneys providing services in cases under section 2 3(b).*

**16: DIDS Requirements and Interaction:**

*m. Sections 16(a), (b), (d), ~~and (e)~~ (e), and (l) apply only to cases under section 2 3(a) of this Plan.*

**Adding to section 8:**

**8: Appointment of Counsel:**

*i. The judges of the Court will have no input regarding the selection of counsel in a particular case.*

(9:29:41) – Ms. Ryba reviewed her public comments, incorporated into the record, including her concern for timekeeping. She believed that the State public defenders were keeping track of their time; however, the contract attorneys were not specifying “how much is being spent on indigent defense services and how much is being spent on other items.” She also recommended that DIDS or a designee approve the expenses. Ms. Ryba and Mr. Reese responded to clarifying questions during discussion of the comments. Supervisor Giomi recommended moving forward with the plan and submitting it to the DIDS Board, adding that “after final regulations are

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adopted, I would encourage the Courts and the [District Attorney’s] Office to provide comments.” Mr. Reese explained that the Board of Indigent Defense Services had issued a public notice that it would be considering public comments for its permanent regulation on October 6, 2021 and that Staff had planned to provide comments. Supervisor Jones did not feel comfortable making a decision at this time. Mr. Reese clarified for Supervisor White that this item had been pulled from the previous Board meeting agenda due to comments received from DIDS, some of which had been addressed in the revised Plan. Supervisor White expressed frustration that a 40-page email from Ms. Ryba had arrived late Wednesday in the form of public comment. He believed that indigent citizens must be taken care of and requested that Mr. Reese see to that.

(9:56:40) – Mayor Bagwell recommended addressing Ms. Ryba’s concerns:

- Contracting with a retired or senior judge who no longer has active cases. Mr. Reese believed that it would “remove the judiciary from the process” and be acceptable to the DIDS Board. Mayor Bagwell was in favor of keeping the section as is and forwarding it to the DIDS Board.
- Creating a selection committee. Mayor Bagwell did not see the need for another layer and Mr. Reese explained that there was no law requiring the creation of such a committee.
- Screening of indigency must occur within 48 hours. The Board agreed that due to circumstances beyond the City’s control, screening may take longer than 48 hours. Mr. Reese agreed that the Sixth Amendment would cover the *timeframe directed by the Court, as noted in the plan.*

(10:06:36) – Based on the discussion above, Mayor Bagwell entertained a motion.

**(10:06:47) – Supervisor Giomi moved to approve the Indigent Defense Services Plan as presented with changes to Sections 3.d, 8.i, 16.m as presented on the record by the District Attorney’s Office, and further, to direct Staff to provide input relative to formal regulations that the Board will be considering. Supervisor Schuette seconded the motion.**

<b>RESULT:</b>	<b>APPROVED (4-1-0)</b>
<b>MOVER:</b>	Supervisor Giomi
<b>SECONDER:</b>	Supervisor Schuette
<b>AYES:</b>	Supervisors Giomi, Schuette, White, and Mayor Bagwell
<b>NAYS:</b>	Supervisor Jones
<b>ABSTENTIONS:</b>	None
<b>ABSENT:</b>	None

(10:18:55) – Mayor Bagwell recessed the meeting.

(10:32:13) – Mayor Bagwell reconvened the meeting. A quorum was still present.

**17. PURCHASING AND CONTRACTS**

**17.A FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A DETERMINATION THAT ARMAC CONSTRUCTION (“ARMAC”) IS THE LOWEST RESPONSIVE**

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**AND RESPONSIBLE BIDDER PURSUANT TO NEVADA REVISED STATUTES (“NRS”) CHAPTER 338, AND WHETHER TO AWARD CONTRACT NO. 21300144 TO REPAIR AND IMPROVE UP TO 2.5 MILES OF DIRT ROAD BEYOND THE KINGS CANYON TRAILHEAD (“PROJECT”) TO ARMAC FOR A TOTAL AMOUNT NOT TO EXCEED \$164,239.35.**

(10:32:27) – Mayor Bagwell introduced the item. Parks Project Manager Nick Wentworth reviewed the Staff Report, incorporated into the record, and highlighted the base bid of the project which consisted of repair, drainage improvement, and erosion control for approximately two miles of dirt road for \$133,377.48. Mr. Wentworth also presented two additives to the bid which he noted were not recommended by Staff. Additive Alternative One was an additional half mile of improvements and the installation of a sign for \$19,616.25. Additive Alternative Two would add slope repair and additional erosion control to the Project for \$8,440. Mayor Bagwell entertained Board comments/questions and when none were forthcoming, a motion.

**(10:37:34) – Supervisor Schuette moved to award the contract for the base bid only for a not to exceed amount of \$133,377.48, which includes a 10% contingency, and to adopt the contract as presented. Supervisor Giomi seconded the motion.**

<b>RESULT:</b>	<b>APPROVED (5-0-0)</b>
<b>MOVER:</b>	Supervisor Schuette
<b>SECONDER:</b>	Supervisor Giomi
<b>AYES:</b>	Supervisors Giomi, Jones, Schuette, White, and Mayor Bagwell
<b>NAYS:</b>	None
<b>ABSTENTIONS:</b>	None
<b>ABSENT:</b>	None

**18. PARKS AND RECREATION**

**18.A FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION ON A RECOMMENDATION FROM THE CARSON CITY OPEN SPACE ADVISORY COMMITTEE (“OSAC”) FOR THE NAMING OF SIX OPEN SPACE PROPERTIES LOCATED THROUGHOUT CARSON CITY.**

(10:38:10) – Mayor Bagwell introduced the item and entertained Board questions or comments. Supervisor Schuette thanked the Open Space Advisory Committee (OSAC) and Staff “for being mindful of historical significance, donors, and use.” She called the project “extremely well thought out” and was in favor of the OSAC recommendation of having interpretive kiosks. Mayor Bagwell thanked Staff and OSAC and entertained a motion.

**(10:39:50) – Supervisor Schuette moved to designate the six Open Space properties with the recommended names as described on the record [Staff Report]. Supervisor Jones seconded the motion.**

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<b>RESULT:</b>	<b>APPROVED (5-0-0)</b>
<b>MOVER:</b>	Supervisor Schuette
<b>SECONDER:</b>	Supervisor Jones
<b>AYES:</b>	Supervisors Giomi, Jones, Schuette, White, and Mayor Bagwell
<b>NAYS:</b>	None
<b>ABSTENTIONS:</b>	None
<b>ABSENT:</b>	None

**19. FIRE**

**19.A FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A PROPOSED RESOLUTION FOR THE APPROVAL AND ADOPTION OF A HAZARD MITIGATION PLAN (“PLAN”) ESTABLISHING PUBLIC SAFETY GOALS TO REDUCE LONG-TERM RISK FROM HAZARDS THAT COULD IMPACT CARSON CITY.**

(10:40:17) – Mayor Bagwell introduced the item. Battalion Chief, Deputy Emergency Manager Jason Danen gave background and reviewed the Staff Report which is incorporated into the record. Mayor Bagwell noted that the City takes the plan seriously and supports the protection of the public and their assets. Supervisor Giomi also noted that the plan is important for the City, as a local government, to be eligible for pre and post disaster mitigation funds.

(10:43:24) – Kate Cunningham, Associate Planner at R.O. Anderson Engineering, Inc. and Elizabeth Ashby, Grants and Projects Analyst at State of Nevada, reviewed a PowerPoint presentation, incorporated into the record, titled Carson City Hazard Mitigation Plan Update. Ms. Cunningham and Ms. Ashby also responded to clarifying questions by the Board and offered to provide answers to several issues identified by Supervisor White. Ms. Hicks gave background on the prioritization efforts of cybersecurity for the City, noting that although the Federal Emergency Management Agency’s (FEMA’s) requirements focused on natural hazard, they did not disallow the inclusion of man-made hazards. She added that the City had opted to add cybersecurity to the plan at a later date and not in this iteration of the document. Supervisor White also pointed out that no action items were directly attached to the climate change section and noted corrections to the civil unrest portion of the plan. Ms. Ashby explained that the climate change goals were addressed in the specific areas such as floods and wildfires. Public Works Director Darren Schulz offered additional modifications regarding the City’s water in Section Five. Discussion ensued regarding the City’s prioritizations and it was believed that changes may impact funding. Ms. Ashby explained that after the approval of the plan by FEMA, the City could make changes. Mayor Bagwell recommended approving the plan as a Board and allowing the non-substantive changes discussed earlier by Supervisor White to be made by Staff. She also suggested subsequent annual reviews of the plan. Supervisor Schuette explained that she had participated in the process and appreciated the dialogue which involved immediate and anticipated issues. Supervisor White indicated that he had been prepared to vote for the plan but to also have a discussion. Mayor Bagwell entertained a motion.

**(11:39:41) – Supervisor Giomi moved to approve Resolution No. 2021-R-25 and grant Staff the authority to make non-substantive and clarifying changes discussed on the record at this meeting [and those**

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discovered that were not noted on the record] to the Hazard Mitigation Plan, and to further direct Staff to return annually to this Board and present a matrix and the progress made. Supervisor Jones seconded the motion.

(11:30:25) – Deputy District Attorney Adam Tully recommended modifying the resolution itself to include allowing Staff to make non-Substantive corrections. Mr. Yu was in agreement; however, he recommended not capturing additional conditions in the resolution such as returning to this Board for annual reviews.

(11:44:08) – Supervisor Giomi withdrew his previous motion and moved to approve Resolution No. 2021-R-25 as modified, subject to non-substantive changes and changes read into the record [to be made by the assigned Deputy District Attorney]. Additionally, to request that the item return to this Board annually for a review. The motion was seconded by Supervisor Jones.

<b>RESULT:</b>	<b>APPROVED (5-0-0)</b>
<b>MOVER:</b>	Supervisor Giomi
<b>SECONDER:</b>	Supervisor Jones
<b>AYES:</b>	Supervisors Giomi, Jones, Schuette, White, and Mayor Bagwell
<b>NAYS:</b>	None
<b>ABSTENTIONS:</b>	None
<b>ABSENT:</b>	None

**20. COMMUNITY DEVELOPMENT - PLANNING**

**20.A FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A PROPOSED AMENDMENT TO THE MASTER PLAN LAND USE MAP TO RE-DESIGNATE FROM INDUSTRIAL TO LOW DENSITY RESIDENTIAL A 1-ACRE PARCEL LOCATED AT 1449 S. SUTRO TERRACE, APN 008-683-01.**

(11:45:08) – Mayor Bagwell read into the record agenda items 20.A and 20.B, noting that both items will be heard concurrently but acted upon separately. Planning Manager Heather Ferris gave background and presented the Staff Reports incorporated into the record. She also noted that the Planning Commission had recommended approval of the proposed Master Plan (20.A) and Zoning Map (20.B) amendments. Mayor Bagwell entertained Board comment or questions and when none were forthcoming, a motion.

(10:48:31) – Supervisor White moved to approve the amendment to the Master Plan Land Use Map as presented. Supervisor Giomi seconded the motion.

<b>RESULT:</b>	<b>APPROVED (5-0-0)</b>
<b>MOVER:</b>	Supervisor White
<b>SECONDER:</b>	Supervisor Giomi
<b>AYES:</b>	Supervisors Giomi, Jones, Schuette, White, and Mayor Bagwell
<b>NAYS:</b>	None
<b>ABSTENTIONS:</b>	None
<b>ABSENT:</b>	None

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**20.B FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION TO INTRODUCE, ON FIRST READING, AN ORDINANCE APPROVING A CHANGE OF ZONING FROM LIMITED INDUSTRIAL (LI) TO SINGLE FAMILY 1 ACRE (SF1A), FOR A 1 ACRE PARCEL LOCATED AT 1449 S. SUTRO TERRACE, APN 008-683-01. (HEATHER FERRIS, HFERRIS@CARSON.ORG) STAFF SUMMARY: THE PROPOSED ZONING MAP AMENDMENT WOULD REZONE THE PROPERTY TO BE CONSISTENT WITH THE CURRENT ZONING AND USE OF PROPERTIES TO THE WEST. THE BOARD OF SUPERVISORS IS AUTHORIZED TO AMEND THE ZONING MAP.**

(10:48:51) – Based on previous discussion (item 20.A), Mayor Bagwell entertained a motion.

(10:48:55) – Supervisor White moved to introduce, on first reading, Bill No. 114. Supervisor Giomi seconded the motion.

<b>RESULT:</b>	<b>APPROVED (5-0-0)</b>
<b>MOVER:</b>	Supervisor White
<b>SECONDER:</b>	Supervisor Giomi
<b>AYES:</b>	Supervisors Giomi, Jones, Schuette, White, and Mayor Bagwell
<b>NAYS:</b>	None
<b>ABSTENTIONS:</b>	None
<b>ABSENT:</b>	None

**21. HUMAN RESOURCES**

**21.A FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION ON A PROPOSED COLLECTIVE BARGAINING AGREEMENT ("CBA") BETWEEN CARSON CITY AND THE CARSON CITY EMPLOYEES ASSOCIATION ("CCEA"), EFFECTIVE ON THE DATE OF EXECUTION BY THE CITY AND CCEA THROUGH JUNE 30, 2026 WITH AN ESTIMATED FISCAL IMPACT OF \$1,844,319 ABOVE THE 5-YEAR PROJECTIONS INCLUDED IN THE CITY BUDGET WHICH WAS PREVIOUSLY APPROVED BY THE BOARD OF SUPERVISORS ("BOARD").**

This item was pulled from the agenda.

**21.B FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A PROPOSED RESOLUTION SETTING FORTH VARIOUS EMPLOYMENT BENEFITS FOR UNCLASSIFIED CITY EMPLOYEES, INCLUDING A ONE-TIME 1% COST-OF-LIVING ("COLA") INCREASE ON JANUARY 1, 2022 AND A 2.0% COLA ON JULY 1, 2022 AND EACH JULY 1 THEREAFTER, AND A REDUCTION IN THE MAXIMUM PERFORMANCE PAY SALARY INCREASE FROM 5% TO 3% FOR EMPLOYEES WHO RECEIVE A PERFORMANCE REVIEW RATING OF "MEETS EXPECTATIONS" OR ABOVE.**

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This item was pulled from the agenda.

**22. CITY MANAGER**

**22.A FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A PROPOSED REORGANIZATION OF THE CARSON CITY MANAGER'S OFFICE TO ELIMINATE THE EXISTING DEPARTMENT BUSINESS MANAGER POSITION AND TO CORRESPONDINGLY CREATE A GOVERNMENT AFFAIRS LIAISON/PUBLIC INFORMATION OFFICER ("PIO") POSITION, AND TO ELIMINATE THE EXISTING OFFICE SPECIALIST POSITION AND TO CORRESPONDINGLY CREATE AN OFFICE MANAGER POSITION.**

(11:49:32) – Mayor Bagwell introduced the item. Ms. Paulson presented the Staff Report and responded to clarifying questions. Mayor Bagwell noted that the hiring of the Government Affairs Liaison position would eliminate one of the legislative contracts and provide a net gain of about \$10,000 to the City budget. She also entertained a motion.

**(10:52:45) – Supervisor Giomi moved to approve the reorganization of the City Manager's Office as requested. Supervisor White seconded the motion.**

<b>RESULT:</b>	<b>APPROVED (5-0-0)</b>
<b>MOVER:</b>	Supervisor Giomi
<b>SECONDER:</b>	Supervisor White
<b>AYES:</b>	Supervisors Giomi, Jones, Schuette, White, and Mayor Bagwell
<b>NAYS:</b>	None
<b>ABSTENTIONS:</b>	None
<b>ABSENT:</b>	None

**23. 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 THE MEMBERS OF THE BOARD**
- STAFF COMMENTS AND STATUS REPORT**

(10:53:06) – Mayor Bagwell introduced the item. Supervisor Schuette thanked Jennifer Diamond of the Public Works Department for the tour she had conducted for the Carson Water Subconservancy District team of the City’s water treatment center. She also responded to an earlier comment regarding public comment noting that it was really important to know that “people’s voices aren’t being silenced. That’s what public comment is.” She noted that she preferred having public comments tied to an item; however, there was opportunity to speak. Supervisor Schuette read a prepared statement, incorporated into the record, regarding the City staff’s and the

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community's efforts to help with the Caldor Fire evacuation efforts. She especially thanked the Public Works and the Park and Recreation staff members for their efforts.

(11:57:48) – Supervisor Giomi also commented on the public discussion, noting that the City had “gone above and beyond, and while I would like to see public comment after every agenda item...I also recognize and respect the Mayor’s position to be able to make that determination.” Supervisor Giomi noted that the written comments by citizens are now posted along with the meeting minutes. He also reported on behalf of the Culture and Tourism Authority (CTA) that July had recorded the highest net room tax revenue, surpassing the June figures, and anticipated the August revenue to be high as well. Supervisor Giomi also stated that the Arts and Culture Master Plan would be reviewed by this Board in October 2021, and praised the efforts of the new Arts and Culture Program Manager.

(12:00:40) – Supervisor Giomi announced that according to the Carson Water Subconservancy District, this year was a “dismal” water year and the second driest one since records were kept. He also explained that a water plan was scheduled to be reviewed by the Board, and that each county plan would be incorporated in an overall water purveyors’ plan required by the State.

(12:01:57) – Supervisor White noted that even though he would like to hear public comment on each agenda item, “Carson City does offer more opportunities than what the Open Meeting Law requires.” He added that other counties have allowed fewer opportunities. Supervisor White announced that several grants will be made public and available to the Off Highway Vehicle (OHV) groups and encouraged them to begin looking into them online. He also thanked the CTA for their support of the Nevada State Prison Airsoft event weekend, calling the venue the final piece in putting Carson City on the tourism map.

(12:05:32) – Mayor Bagwell ensured everyone that “public comment is important.” She also stated that the City meets and exceeds the requirements of citizens’ rights. Mayor Bagwell noted she understood that the discussion is whether to have public comment during each agenda item in order to debate those who testify. She explained that “we are under a COVID restriction, whether we agree with it or not, and want to get the public in and out as quickly as possible...to minimize exposure. We’re here to do the business of the City and none of us want to get sick...my job is to keep us as safe as possible.” She ensured that there is no suppression of public comment in person and in writing, and that they are also incorporated as part of the minutes.

**CLOSED NON-MEETING TO CONFER WITH MANAGEMENT REPRESENTATIVES AND COUNSEL**

This item will be continued at a future meeting.

**24. PUBLIC COMMENT**

(12:09:06) – Mayor Bagwell entertained final public comments. Ms. Trushenski noted that the 2020 presidential election had been the most corrupt one in the United States. She stated that the Dominion Voting Systems had been corrupt, and that fraud had been committed as photocopied ballots were used and signature verification had been set to a low standard. She cited France as one of the countries that had banned electronic voting, and stated she was in favor of showing identification to vote.

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**25. FOR POSSIBLE ACTION: TO ADJOURN**

(12:13:00) – Mayor Bagwell adjourned the meeting at 12:13 p.m.

The Minutes of the September 16, 2021 Carson City Board of Supervisors meeting are so approved on this 21<sup>st</sup> day of October, 2021.

\_\_\_\_\_  
LORI BAGWELL, Mayor

ATTEST:

\_\_\_\_\_  
AUBREY ROWLATT, Clerk – Recorder

Attachments: written public comments