

CARSON CITY BOARD OF SUPERVISORS

Minutes of the August 18, 2022 Meeting

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A regular meeting of the Carson City Board of Supervisors was scheduled for 8:30 a.m. on Thursday, August 18, 2022, 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
Stephanie Hicks, Deputy City Manager
Todd Reese, Senior Deputy District Attorney
Tamar Warren, Senior 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. 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

(8:30:21) – Mayor Bagwell called the meeting to order at 8:30 a.m. Ms. Warren called roll and noted the presence of a quorum. In lieu of the invocation, Mayor Bagwell led a moment of silence “to think about someone and wish them well.” At Mayor Bagwell’s request, a member of the public led the Pledge of Allegiance.

5. PUBLIC COMMENT

(8:33:40) – Mayor Bagwell introduced the item and invited Carson City Sheriff Ken Furlong and the Board to join her in presenting a special recognition award to Mark Twain Elementary School fourth grader Avery Meznarich in recognition of the national *If You See Something, Say Something* campaign each September. Sheriff Furlong invited several deputies to join him as he read into the record a letter of appreciation praising Miss Meznarich for providing information and photographs to the Sheriff’s Office of a convicted sex offender who had been sitting on a park bench at Mills Park without any clothing. The efforts of Miss Meznarich and her mother (a teacher at Mark Twain Elementary School) had helped apprehend the sex offender who had fled from California on August 6, 2022. He also called her a hero and announced that her class was watching the presentation live. Mayor Bagwell also thanked Mrs. Meznarich as well for teaching her daughter well and presented Miss Meznarich with a deputy lapel pin. The Meznarich family joined the Board and the Sheriff’s Office members for a commemorative photograph.

(8:39:38) – Deni French introduced himself as a Carson City resident and praised the Parks, Recreation, and Open Space Staff for their work regarding the meetings he had attended earlier. He also requested additional chairs in the Community Center lobby for the “overflow.”

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(4:20:29) – Derrick Miles introduced himself as a cannabis consumer, advocate, and industry worker living in Douglas County. He also noted that he was a member of the Chamber of Cannabis of Nevada. Mr. Miles reprimanded those who were “cannabis bashing” based on no data and criticized a column by former Supervisor Shelly Aldean in the Nevada Appeal. He believed that since it was anticipated that cannabis provided \$16.4 million in taxable sales in 2021, it was expected that the two dispensaries would oppose having additional ones in Carson City. He also was in favor of having a Las Vegas-based company being issued a license and called for zoning restriction adjustment to adequately serve the community.

6. FOR POSSIBLE ACTION: APPROVAL OF MINUTES – JULY 21, 2022

(8:43:54) – Mayor Bagwell introduced the item and entertained comments, corrections, or a motion.

(8:44:03) – Supervisor Giomi moved to approve the minutes of the July 21, 2022 Board of Supervisors meeting as presented. The motion was seconded by Supervisor Jones and carried 5-0-0.

7. SPECIAL PRESENTATIONS

7.A PRESENTATION OF LENGTH OF SERVICE CERTIFICATES TO CITY EMPLOYEES.

(8:44:41) – Mayor Bagwell invited the Supervisors to join her to present length of service certificates. Each Board member read the accomplishments of a City employee after which they presented them with their longevity award certificates. The following employees were award recipients and joined the Board for a commemorative photograph with family and friends after the presentation:

- Christopher Ramos, Deputy Sheriff – 15 years
- Margaret Holloway, Advanced Practice RN – 10 years
- Mary Jane Ostrander, Human Services Manager – 10 years
- Gage Mead, Deputy Sheriff – 10 years
- Israel Duenas-Estrella, Parks Irrigation Specialist – 5 years
- Kyle Espino, Deputy Sheriff – 5 years
- Lesley Schreckengost, Juvenile Services Support Specialist – 5 years

CONSENT AGENDA

(8:52:18) – Mayor Bagwell introduced the item and noted that item 12.A of the Consent Agenda would be tabled, and item 12.B would be pulled for discussion. She also inquired whether the Board or members of the public wished to pull additional items from the Consent Agenda; however, none were forthcoming. She entertained a motion.

(8:52:46) – Supervisor Giomi moved to approve the Consent Agenda consisting of items 8.A, 8.B, 9.A, 9.B, 10. A, 11.A, 12.C, 12.D, and 13.A as presented. Supervisor Schuette seconded the motion.

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

8. CITY MANAGER

8.A FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A PROPOSED MEMORANDUM OF UNDERSTANDING (“MOU”) BETWEEN CARSON CITY AND THE FRATERNAL ORDER OF POLICE, LODGE NO. 1 (“FOP”), REPRESENTING THE CARSON CITY DEPARTMENT OF ALTERNATIVE SENTENCING (“DAS”) OFFICERS, TO CLARIFY THAT THE TERMS OF ARTICLE 6(A) OF THE CURRENT COLLECTIVE BARGAINING AGREEMENT (“CBA”) BETWEEN THE CITY AND FOP WERE INTENDED TO PROVIDE A 2.0% COST OF LIVING ADJUSTMENT TO EXISTING DAS OFFICERS AS OF JULY 1, 2022.

8.B 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 JULY 8, 2022 THROUGH AUGUST 5, 2022.

9. FINANCE

9.A FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING AN APPLICATION TO REMOVE \$388,954.46 IN UNCOLLECTIBLE ACCOUNTS RECEIVABLE FROM THE RECORDS OF THE AMBULANCE FUND.

9.B 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 AUGUST 5, 2022, PER NRS 251.030 AND NRS 354.290.

10. JUVENILE

10.A FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A PROPOSED ACCEPTANCE OF A GRANT FROM THE FEDERAL DELINQUENCY PREVENTION GRANTS PROGRAM, ADMINISTERED BY THE STATE OF NEVADA DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF CHILD & FAMILY SERVICES (“DCFS”), IN THE AMOUNT OF \$95,000 FOR THE GRANT PERIOD OF JULY 1, 2022 THROUGH SEPTEMBER 30, 2026.

11. PUBLIC WORKS

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11.A FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING DIRECTION TO STAFF ON THE INITIATION OF DUE DILIGENCE AND THE PURSUIT OF ALL PREPARATORY TASKS REQUIRED FOR LATER ACTION BY THE BOARD OF SUPERVISORS ON THE ACQUISITION OF PROPERTY LOCATED IN WEST CARSON CITY THAT IS SUITABLE FOR FLOOD CONTROL PURPOSES.

12. PURCHASING AND CONTRACTS

12.A FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A PROPOSED CONTRACT WITH ILOOKABOUT (“ILA”) FOR THE STREETScape IMAGE DELIVERY SYSTEM FOR AN AMOUNT NOT TO EXCEED \$69,000, AND AUTHORIZATION FOR THE ASSESSOR TO SIGN THE CONTRACT.

This item was tabled.

12.B FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING AUTHORIZATION TO PURCHASE VARIOUS EQUIPMENT FOR THE CARSON CITY DEPARTMENT OF PARKS, RECREATION AND OPEN SPACE (“PARKS DEPARTMENT”), UTILIZING COOPERATIVE PURCHASING AGREEMENTS AVAILABLE THROUGH OMNIA PARTNERS PUBLIC SECTOR (“OMNIA”) AND SOURCEWELL, FOR A TOTAL NOT TO EXCEED AMOUNT OF \$400,885.86.

(8:53:17) – Mayor Bagwell introduced the item. Parks Operations Superintendent David Navarro introduced himself and presented the Staff Report and accompanying documentation, both of which are incorporated into the record. Mayor Bagwell recommended removing the two recently added items to the list, a mini excavator, and a utility bobcat (both of which are listed on the *Parks Equipment - Purchases Fiscal Year 2023* list, incorporated in the record) for discussion at a later date “to determine their use and viability” and changing the final amount for approval to \$322,728.07. Mr. Navarro explained that equipment costs continued to rise, and he was not certain that the quotes would remain unchanged if the equipment would be approved at a later date. Supervisor Jones noted that he had requested the additional information to compare a lease versus buy decision. Mayor Bagwell entertained a motion.

(8:59:01) – Supervisor Jones moved to approve the Parks and Recreation purchase authority request as discussed for a total not to exceed amount of \$322,728.07 (which would exclude the mini excavator and the bobcat). The motion was seconded by Supervisor White.

(8:59:30) – Supervisor Schuette explained that she was “struggling” with the item because it would be important to replace the bobcat. Mayor Bagwell noted that the item was “new equipment” to the department, not a replacement. She also confirmed that the two items would return to the Board for discussion.

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

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12.C FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A PROPOSED AMENDMENT TO CONTRACT NO. 21300207 (“AMENDMENT”) FOR FARR WEST ENGINEERING (“FWE”) TO PROVIDE ENGINEERING DESIGN AND CONSTRUCTION SUPPORT SERVICES FOR ZONE A OF THE SOUTHEAST MANDATORY SEWER EXTENSION PROJECT (“PROJECT”) AND ENGINEERING DESIGN SERVICES FOR ZONE B OF THE PROJECT, FOR AN ADDITIONAL \$346,505, RESULTING IN A TOTAL NOT TO EXCEED AMOUNT OF \$396,494.

12.D FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A DETERMINATION THAT SIERRA NEVADA CONSTRUCTION, INC. (“SNC”) IS THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER PURSUANT TO NEVADA REVISED STATUTES (“NRS”) CHAPTER 338 AND WHETHER TO AWARD CONTRACT NO. 23300149 TO SNC TO REHABILITATE AND RECONSTRUCT THE WEST PARKING LOT AT THE CITY’S CORPORATE YARD (“PROJECT”) FOR A TOTAL AMOUNT NOT TO EXCEED \$380,607.70.

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 JULY 2022, SUBMITTED PER NEVADA REVISED STATUTES (“NRS”) 354.280.

END OF CONSENT AGENDA

ORDINANCES, RESOLUTIONS, AND OTHER ITEMS

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

Please see the discussion on item 12.B.

15. CITY MANAGER

15.A FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A BILL DRAFT REQUEST TO AMEND SECTIONS 1.060, 2.010, 2.030, 2.100, 2.110 AND 3.015 OF THE CARSON CITY CHARTER FOR SUBMISSION TO THE LEGISLATIVE COUNSEL BUREAU ON BEHALF OF CARSON CITY FOR THE 82ND (2023) SESSION OF THE NEVADA LEGISLATURE.

(9:01:09) – Mayor Bagwell introduced the item. Carson City District Attorney Jason Woodbury gave background and reviewed the Staff Report which contained draft language to reflect the approved recommendations of the Charter Review Committee and the additional options based on the discussion during the previous Board of Supervisors July 21, 2022 meeting. He presented three options to the Carson City Charter Sections 2.030 and 3.015 pertaining to the possibility of a vacancy in the Office of Mayor, incorporated in the accompanying documentation to the Staff Report, and reminded the Board that the City must submit the bill draft request to the Legislative Counsel Bureau no later than September 1, 2022. Supervisor Giomi was not in favor of having a four-person Board. Supervisor White noted that there were issues with all three options; however, he was “leaning

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towards Option 1.” Supervisor Jones was also in favor of a five-member Board. Mayor Bagwell noted that the Board had been in a similar situation previously, and she believed that this would “keep your government going.” She also entertained public comments and when none were forthcoming, a motion.

To view the proposed Option 1 document, please follow the link below:

https://legistarweb-production.s3.amazonaws.com/uploads/attachment/pdf/1508530/OPTION_1_Section_2.030_3.015_Proposed_Amendment.pdf

(9:08:49) – Supervisor White moved to approve submission of the bill draft request incorporating the recommendations of the Charter Review Committee with the addition of option 1, as presented. The motion was seconded by Supervisor Schuette.

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

16. HUMAN RESOURCES

16.A FOR DISCUSSION ONLY: DISCUSSION AND PRESENTATION OF THE ANNUAL REPORT FROM THE HUMAN RESOURCES DEPARTMENT FOR FISCAL YEAR 2022.

(9:09:34) – Mayor Bagwell introduced the item. Human Resources (HR) Director Melanie Bruketta introduced the HR team, reviewed the July 2021 – June 2022 Human Resources Annual Report, which is incorporated into the record, and responded to clarifying questions. Recruitment Analyst Megan McCarthy noted that positions such as lifeguards had been difficult to fill. The supervisors thanked the HR team and Mayor Bagwell entertained public comments.

(9:14:19) – Mr. French suggested providing college credit for certain positions to ease recruitment efforts. This item was not agendized for action.

17. COMMUNITY DEVELOPMENT - PLANNING

17.A FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING (1) A FINAL SUBDIVISION MAP KNOWN AS ANDERSEN RANCH (SUB-2021-0361) CREATING 203 RESIDENTIAL LOTS, COMMON AREAS AND RIGHTS-OF-WAY ON PROPERTY ZONED SINGLE FAMILY RESIDENTIAL 6,000 ("SF6") AND SINGLE FAMILY RESIDENTIAL 12,000 ("SF12"), LOCATED AT 1450 MOUNTAIN STREET AND ON NORTH ORMSBY BOULEVARD GENERALLY

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WEST OF MOUNTAIN STREET, EAST OF NORTH ORMSBY BOULEVARD, AND SOUTH OF LONG STREET, ASSESSOR'S PARCEL NUMBERS ("APNS") 007-573-09, -10 AND -11; AND (2) APPROVAL OF A NEIGHBORHOOD PARK CONSTRUCTION AND RESIDENTIAL CONSTRUCTION TAX CREDITS AGREEMENT FOR THE ANDERSEN RANCH PROJECT.

(9:15:45) – Mayor Bagwell introduced the item, acknowledged receipt of written comments (incorporated into the record), and clarified that changing conditions of approval was not agendized as recommended by some members of the public. Supervisor White received clarification that the January 3, 2020 Board action date referred to the date of the Notice of Decision letter. Associate Planner Heather Manzo introduced the subject property, presented the agenda materials (including an updated Residential Construction Tax [RCT] document introduced as late material), and responded to clarifying questions. Senior Engineering Project Manager Stephen Pottéy addressed three concerns highlighted in public comments:

- Dust created by the project
- Grading issues outlined in Condition of Approval No. 3
- Condition of Approval 24.f regarding bicycle lanes

(9:24:32) – Mr. Pottéy explained that the City had requested that the developer apply more water to control the dust and when that had not worked, the City had requested the application of dust palliatives, substances applied to reduce airborne dust. He added that the Nevada Division of Environmental Protection (NDEP) was also involved and would possibly pursue the dust issue. Regarding Condition No. 3, Mr. Pottéy clarified that “mass grading would not be allowed when immediate development is not intended.” He also noted a correction in Condition No. 24.f, noting that Ormsby Street should read Mountain Street.

(9:29:11) – Supervisor Giomi pointed out that the Staff comments had indicated that the “dust conditions have been met,” calling it an understatement and wishing the issue had been acknowledged. He also believed that Condition No. 24.f could have been simplified by requiring bicycle lanes “as determined by the Transportation Manager.” Ms. Manzo clarified for Supervisor White that the Homeowners Association (HOA) would maintain in perpetuity the improvements of the park sites and common areas. She also anticipated the trailhead improvement to cost around \$44,000 and the other improvements were estimated to cost around \$475,000. Mayor Bagwell clarified that “all of our developments receive the Residential Park Construction Tax (\$1,000 per home) back into their projects.” Deputy District Attorney Ben Jonson clarified that in this case, a new park would not be constructed; however, the funds would be used for park and trailhead improvements. Further discussion ensued regarding bicycle lanes and grading, and Supervisor White believed that the developer was aware of the dust and called it disheartening, adding that the neighborhood was owed an apology.

(9:44:38) – Dustin Barker, Northern Nevada Division President of Lennar Homes, noted his agreement to the late material and the updated Conditions of Approval. He also apologized for the dust and noted that there were challenges in mitigating the issue. Mayor Bagwell entertained public comments.

(9:47:34) – Joy Trushenski introduced herself as a Carson City resident and noted her opposition to the expansion taking place in the City because of water, traffic, and strained services.

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(9:49:00) – Richard Nagel introduced himself as a Tahoe Drive resident and highlighted the dust coming into his home and accumulating on the ledges. He also inquired whether the developer or the City had paid for the dust mitigating water. Mr. Nagel also believed that the “pads” had been built too high and inquired whether any mitigation was planned for the drainage pond rocks that would attract rodents and mosquitoes.

(9:51:47) – Maxine Nietz was concerned about the traffic and called the study “a fallacy.” She also believed that there were discrepancies between the initial developer requests and the final plan and was under the impression that they would not pay Residential Construction Taxes.

(9:54:31) – Mr. French agreed with the previous comments and believed that the developers “were not sticking with the agreement that the community had been under the understanding of” and wished to understand who was paying for the water. Mr. French did not believe that the City was ready for this development.

(9:58:06) – Sara Lemire introduced herself as an area resident and noted that she had observed the water trucks trying to control the dust, which she believed was not enough, and confirmed that she had spoken to the City and was informed that the developer was paying commercial fees for the water. Ms. Lemire was also concerned with the traffic at the nearby middle and elementary schools and wished to see four-way stop signs at Richmond and Washington Streets to slow down speeders. She recommended that the Board not let any more developments. Mayor Bagwell entertained additional comments and when none were forthcoming, a motion.

(10:00:28) – Supervisor Jones moved to approve the final subdivision map and the residential construction tax credit agreement as presented in the late material. The motion was seconded by Mayor Bagwell.

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

(10:01:08) – Mayor Bagwell recessed the meeting.

(10:13:06) – Mayor Bagwell reconvened the meeting. A quorum was still present.

17.B FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A FINAL SUBDIVISION MAP KNOWN AS BLACKSTONE RANCH PHASE 1-B CREATING 53 RESIDENTIAL LOTS, COMMON AREAS AND RIGHTS-OF-WAY ON A ±10.47 ACRE SITE ZONED SINGLE FAMILY RESIDENTIAL 6,000 ("SF6"), LOCATED SOUTH OF HOGAN PEAK STREET AND EAST OF WILDCAT PEAK STREET AND PORTER PEAK DRIVE, ASSESSOR'S PARCEL NUMBERS ("APNS") 004-411-01 AND -03 (SUB-2021-0332).

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(10:13:12) – Mayor Bagwell introduced the item. Ms. Manzo introduced the subject property and provided background. She presented the Staff Report, incorporated into the record, and recommended approval. She also responded to clarifying questions. Mayor Bagwell entertained public comments and Mr. French expressed concern that Carson City was being overdeveloped and specifically highlighted water and traffic issues. He advised the Board to listen to the community and proceed with caution and “make this simple.”

(10:19:52) – Ms. Trushenski reiterated her objection to the City’s expansion and highlighted the limited water supply. Mayor Bagwell entertained other comments and when none were forthcoming, a motion.

(10:21:18) – Supervisor Giomi moved to approve the final subdivision map as presented. The motion was seconded by Supervisor Schuette.

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

17.C FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A FINAL SUBDIVISION MAP KNOWN AS BLACKSTONE RANCH PHASE 1-C CREATING 70 RESIDENTIAL LOTS, COMMON AREAS AND RIGHTS-OF-WAY ON A ±16.21 ACRE PARCEL ZONED SINGLE FAMILY RESIDENTIAL 6,000 ("SF6"), LOCATED SOUTH OF HOGAN PEAK STREET AND EAST OF WILDCAT PEAK STREET, ASSESSOR’S PARCEL NUMBER ("APN") 004-411-02 (SUB-2021-0331).

(10:21:37) – Mayor Bagwell introduced the item. Ms. Manzo presented the Staff Report and accompanying documentation. There were no public or Board comments; therefore, Mayor Bagwell entertained a motion.

(10:22:35) – Supervisor Schuette moved to approve the final subdivision map as presented. The motion was seconded by Supervisor Jones.

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

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17.D FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION TO INTRODUCE, ON FIRST READING, A PROPOSED ORDINANCE RELATING TO MARIJUANA; ESTABLISHING VARIOUS PROVISIONS GOVERNING CURBSIDE PICKUP SERVICE FOR MEDICAL MARIJUANA DISPENSARIES AND RETAIL MARIJUANA STORES; AND PROVIDING OTHER MATTERS PROPERLY RELATED THERETO.

(10:23:02) – Mayor Bagwell introduced the item. Planning Manager Heather Ferris gave background and noted that this Board had previously directed staff to submit an ordinance establishing provisions to regulate curbside pickup service for medical marijuana dispensaries and retail marijuana stores. She noted that if adopted, the proposed ordinance, incorporated into the record, would establish development standard provisions specifying the requirement of a Special Use Permit for such services and the related conditions limiting the manner in which the services may be provided, adding that pursuant to Nevada Revised Statute (NRS) Chapter 237, a business impact statement was not required to be prepared with this ordinance. Ms. Ferris also referenced the minutes from the Planning Commission’s June 29, 2022 meeting where the Commission had not had an issue with curbside pickup as long as they presented no conflicts with State regulations. Mayor Bagwell entertained public comments as there were no Board questions for Staff.

(10:25:52) – Silver State Government Relations’ Will Adler introduced himself as a representative of both Sierra Well and Rise dispensaries and stated that both his clients felt “capable of complying with all the requests in the curbside [proposed] ordinance.” Mr. Adler also noted that they wished to address highly visible shade structures outside and the blocking of views, adding that both dispensaries had “their unique digital booking systems.”

(10:26:41) – Mayor Bagwell inquired whether amendments would be required to their existing Special Use Permits and Ms. Ferris clarified that they would need to be amended.

(10:27:35) – Richard Nagel thought “it’s kind of off that we have curbside pickup for marijuana, and we don’t have any drive-in liquor stores.” He believed this would encourage an underground economy and increase the law enforcement issue. Mayor Bagwell entertained a motion.

(10:28:42) – Supervisor Giomi moved to introduce, on first reading, Bill No. 117. The motion was seconded by Supervisor Jones.

(10:29:18) – Mayor Bagwell explained that she would vote for the Bill; however, she was not in favor of curbside pickup.

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

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17.E FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A REQUEST FROM QUALCAN, LLC (“APPLICANT”) TO INTRODUCE, ON FIRST READING, A PROPOSED ORDINANCE REVISING PROVISIONS TO INCREASE THE NUMBER OF AUTHORIZED MARIJUANA RETAIL STORES; REVISING PROVISIONS GOVERNING CO-LOCATION REQUIREMENTS FOR MARIJUANA RETAIL STORES AND MEDICAL MARIJUANA DISPENSARIES; REVISING PROVISIONS TO REMOVE PROHIBITIONS AGAINST DRIVE-THROUGH SERVICES FOR MARIJUANA RETAIL STORES AND MEDICAL MARIJUANA DISPENSARIES; AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.

(10:29:38) – Mayor Bagwell introduced the item. Ms. Ferris gave background and presented the Staff Report, incorporated into the record, and noted that Applicant Qualcan, LLC was proposing to amend the Carson City Municipal Code (CCMC) to authorize another retail marijuana store to be located in Carson City, to amend the co-location requirement which mandated medical marijuana dispensaries to jointly locate within the same premises of a marijuana retail store, and to authorize drive-through sales for both types of facilities. She reviewed the contents of the application and the proposed ordinance and highlighted that on July 27, 2022, the Planning Commission considered a proposed ordinance that would allow for a total of four retail marijuana stores in Carson City, reverse the co-location requirement, and continue to prohibit drive-through uses. The Planning Commission voted 4-2, with one Commissioner absent, to recommend to the Board of Supervisors that the proposed changes to the ordinance be denied. Ms. Ferris stated that she had reached out to the Cannabis Compliance Board regarding the issue of fairness which had been raised by the Planning Commission. She explained that she had received confirmation that the two remaining conditional retail store licenses for Carson City were issued in December 2018 to Essence Henderson and Qualcan and remain in conditional Status until February 3, 2023. She also stated that the licenses are issued by the State, not Carson City. Mayor Bagwell invited the applicant and reminded everyone that applicants are not subject to the three-minute public comment rule since they would be presenting.

(10:35:57) – Applicant representative Sev Carlson, a Partner at Kaempfer Crowell law firm, introduced himself and spoke on behalf of Qualcan, LLC noting that his client already held a State license and urged the Board to make a “policy decision” to allow the Carson City residents to have a choice in their cannabis consumption. Mr. Carlson compared cannabis businesses to gaming and believed that they would not add additional security issues as noted by Staff during the Planning Commission meeting. He also clarified that Qualcan was a Nevada-based business while the two existing license holders were not.

(10:39:42) – Qualcan Chief Executive Officer and Cofounder Michael Cristalli introduced Lorenzo Barracco, Founder, majority owner, and board member of Qualcan. Mr. Cristalli stressed his firm’s commitment to Nevada and clarified that a complaint had been filed against one of their acquired retailers in Reno which they had handled by replacing the management in that store. He added that the Cannabis Compliance Board (CCB), which he likened to the Gaming Control Board, was handling that individual situation. He also announced receipt of approval for a new store in Las Vegas. Mr. Carlson urged the Board to allow the additional stores and reiterated his client’s Nevada presence and Mr. Cristalli believed competition would give residents a choice.

(10:47:12) – Supervisor White stated that he had noticed online that Mystic Holdings had planned on “absorbing Qualcan.” Mr. Cristalli explained that both Qualcan and Mystic Holdings were Nevada companies. Mr. Barracco clarified that their Board had not voted on the Canadian acquisition. Discussion ensued regarding the relevance

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of the company being Nevadan or Canadian as Mayor Bagwell noted it steered away from the agenda title and Mr. Yu agreed that it was not relevant to the proposed ordinance; however, Supervisor Giomi believed the ordinance request could not be separated from the applicant. Mr. Carlson was in favor of having four cannabis establishments in Carson City. He also agreed with the three Conditions of Approval on page 472 of the Board Packet. He acknowledged that they would have to go through the Special Use Permit process; however, at this time, they were seeking to allow the two additional licenses in approved zoning districts. Mayor Bagwell entertained additional Board comments and when none were forthcoming, she entertained public comments.

(11:02:40) – Carson City Sheriff Ken Furlong clarified that he had not addressed the Board or the Planning Commission regarding this item. He noted that the current dispensaries have been very cooperative and have welcomed the Special Enforcement Team’s frequent visits. Sheriff Furlong also clarified that based on the statistics he had presented to the Board at an earlier date, no significant increase in crime had been observed. He noted that there were groups working with Juvenile Services to address black market marijuana smoking or vaping. Sheriff Furlong also explained that he was concerned about the security issues for drive-through services to ensure children were not present during the transactions.

(11:08:13) – Rick McCann opposed the proposed ordinance because it “has raised certain issues involving the health of our residents, and the ethics of some of the current and past Board members in licensing these establishments,” which he believed were chronicled by Paul McGrath and included in the record. Mr. McCann noted that the Planning Commission had based its decision on the public comments opposing the ordinance and referenced a Nevada Appeal column by former Supervisor Shelly Aldean titled *Enough is Enough*. He reminded the Board of their strategic goal of establishing a quality of life and gave examples of past Board members’ actions that were considered a conflict of interest.

(11:11:18) – Mr. McGrath referenced a pamphlet he had distributed and explained that Carson City had been “a partner in the cannabis industry.” He requested making it mandatory to report drugs in patients’ systems when they are involved in an accident or are hospitalized and recommended revoking the licenses of the two current dispensaries due to conflict of interest. He cited the example of a student bringing marijuana-laced brownies to school in Carson City. He recommended not approving the proposed ordinance.

(11:14:50) – Shelly Aldean introduced herself and believed that she had erred in assuming that the two establishments approved in 2017 would have been the only ones. She noted that the Planning Commission had denied the Qualcan application based on the inability to make a finding that would not impact public services. She believed that the agreement with the current dispensaries, the one in Washoe Valley, and another in Lyon County the demand for marijuana had been met and exceeded. Ms. Aldean believed that marijuana use continued to be normalized and “inadvertently encourage more consumption by minors.” She was concerned that the next step would be cannabis lounges which would be approved by the State Legislature and the use of marijuana in public spaces. She cited the presence of addiction and cannabis disorders as well.

(11:17:52) – Jay Aldean did not wish to see product purchases and usage facilitated in the community. He believed that the high vagrancy, homelessness, and drug use in Portland, San Francisco, and Seattle were the result of policy decisions made by local politicians. He urged the Board to weigh the consequences of its decisions.

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(11:20:54) – Ms. Trushenski opposed the addition of dispensaries in Carson City. She believed that marijuana use would lead to mental illnesses, heart and lung diseases, harmed brain functions, caused strokes, erectile dysfunction, and distortion of time and space.

(11:24:03) – Jeanne White urged the Board not to approve the proposed ordinance. She stated that the proposed Qualcan location was under 100 feet away from her home and believed that there were enough dispensaries in the area.

(11:52:20) – Bruce White also objected to the addition of two dispensaries in Carson City. He believed that the close proximity of the proposed Qualcan dispensary to his house would prohibit the emergency vehicles from reaching them, as they have done in the past. He also believed that patrons would try to avoid traffic by driving behind their house to reach the dispensary which would be located around 100 feet from their front door and not 300 feet per the current requirement.

(11:27:21) – Tasha Cousti introduced herself as the granddaughter of Mr. and Mrs. White whose family members, including many children, visit them. She believed that the tax dollars from the marijuana sales were not being diverted to schools as promised and she was concerned about black market flooding. She called the topic complex and did not understand how the addition of another dispensary would benefit the community. She believed that government officials have “put the cart before the horse” when it comes to regulating the marijuana industry. She also hinted at corruption among government officials.

(11:30:39) – Maxine Nietz explained that she did not see a reason for expansion [of dispensaries] as she did not shop at either of the existing ones. However, Ms. Nietz urged the Board to consider the quality-of-life issues it has raised when approving overcrowded developments that are destroying the quality of life in Carson City.

(11:32:12) – Betsy Strasbourg provided a Google Maps exhibit of the area dispensaries, including the ones in Mound House and Washoe. She believed that it is the public’s choice not to have additional dispensaries, adding that the prior Board of Supervisors had acted responsibly by creating a cap, adding that the concerns by the Board five years ago were still valid. Ms. Strasbourg cited a Nevada Division of Child and Family Services statistic noting that 20 percent of expectant mothers were using marijuana, a 212 percent increase. She referred to edible products as highly potent (70 or 80 percent more potent) and highlighted that San Francisco had eliminated the marijuana tax in December 2021 to compete with the black marketeers. She urged the Board to vote against the proposed ordinance.

(11:35:08) – Sarah Adler of Belz and Case Government Affairs introduced herself and clarified that she had been assisting the White family (whose home is 100 feet away from the proposed Qualcan site). Ms. Adler resented the term used by Mr. Carlson to “pop the cap” on the dispensaries. She also objected that the proposed dispensary being co-located with a restaurant in which children may be present. Ms. Adler expressed concern that Qualcan had initially proposed a drive-through that would have been on the property line of the White family’s home. She was also concerned that the shop’s patio near the home could become a cannabis lounge in the future.

(11:38:17) – Richard Nagel believed that marijuana would create an underground economy due to its current pricing and highlighted the profit margin economy. Mr. Nagel relayed his experiences of walking through addicts to reach his destination in San Francisco and believed that the psychotropic drug would create more homelessness.

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(11:41:18) – Andrew Orton introduced himself as a representative of GTI, the owner and operator of the Rise dispensary in Carson City. Mr. Orton explained that they had been awarded the third license to operate in Carson City; however, they had chosen not to “operationalize” it. He stated that Rise employees are local taxpayers who had chosen “to acknowledge their share of responsibility.” Mr. Orton highlighted a sharp reduction in demand and opposed the proposed Qualcan location due to its proximity to a residence and because of the objections raised by members of the community, calling their dispensary operation a privilege, not a right.

(11:43:50) – Mr. Adler noted that at the request of the applicant he would provide two public comments since he represented both Rise and Sierra Well dispensaries. He stated that according to the City’s taxable data, there had been a reduction in Carson City’s share of dispensary taxes which he attributed to the opening of the dispensary in Mound House. Mr. Adler believed that Carson City could not sustain two more dispensaries.

(11:47:05) – Sierra Well General Manager Andrew Koetting introduced himself and provided background on the dispensary and noted that their objective has been to serve Carson City well and professionally. Mr. Koetting explained that the applicant’s Picky Reno, LLC’s Jade Dispensary had received an “alarming” violation from the Cannabis Control Board. He attributed the lack of violations at Sierra Well to their commitment to the community.

(11:50:20) – Mr. Adler spoke again, this time representing Sierra Well. He clarified that “the reputation of cannabis in Carson City is not an accident.” Mr. Adler stated that they had hired outside trainers and had intentionally set the bar “higher than the State mandated,” and highlighted their working relationship with the Carson City Sheriff’s Office.

(11:53:21) – Jim Hartman introduced himself as a resident of Genoa and stressed the quality-of-life issue, reminding everyone that Douglas County had chosen not to allow dispensaries. Mr. Hartman indicated there had been a spike in youth marijuana use regardless of the dispensary ban. He explained that in Marin County, California marijuana had been legalized; however, dispensaries were not allowed there. Mr. Hartman believed two dispensaries were sufficient in Carson City.

(11:56:30) – Dee Dee Foremaster introduced herself as a member of the community and objected to the addition of two dispensaries in Carson City. She reminded everyone that the residents had voted to tax themselves to provide quality of life in the City, adding that the additional dispensaries would take away from that. Ms. Foremaster stated that she worked with the homeless and disabled populations and noted that high THC levels in marijuana caused psychiatric issues, especially for predisposed individuals. She clarified that only 14 percent of the population she worked with were drug and alcohol addicts, adding that the rest were people with disabilities and the elderly. She believed that housing was needed more than dispensaries.

(11:59:34) – Mayor Bagwell recessed the meeting.

(12:07:52) – Mayor Bagwell reconvened the meeting. A quorum was still present.

(12:08:21) – Ryan Murphy introduced himself as one of Jeanne White’s grandchildren, who did not believe in having additional dispensaries in Carson City. Mr. Murphy also objected to the proposed location by Qualcan

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and believed that it would uproot his family's way of life. He stated that the dispensary would not be an attribute to this community.

(12:09:40) – Mr. French referenced a Nevada Appeal regarding Shelly Aldean's column opposing the dispensaries and he also noted his objections to the added marijuana shops. Mr. French believed that there are enough dispensaries in town.

(12:12:50) – Sierra Well Assistant Manager Ryan Jackson explained that they had spent 5 years "cultivating a relationship with this community." He also noted that medical marijuana was used by patients some of whom were veterans "in great need." Mr. Jackson stated that they have educated the public and law enforcement and highlighted the fact that they were "a critical essential business" during the COVID-19 pandemic.

(12:14:36) – Friends In Service Helping (FISH) Executive Director Jim Peckham wondered whether the dispensaries or the bars around Carson City were causing the sobriety issues of their clientele. He believed that the City must prioritize its issues such as homelessness and youth drug use. He believed that the City should not spend time considering additional dispensaries given the other issues.

(12:17:16) – Sierra Well Dispensary Manager Alexis Jensen explained that she worked with her clients to help them when they are in pain. She also discussed the slowing down of business because of the new dispensary which had opened in Mound House. Ms. Jensen relayed conversations with the community members who believed that there were enough dispensaries in the area, especially ones that would have a negative effect on the youth with the 24-hour drive-through capabilities.

(12:19:06) – Matt Lepire objected to the perception that "our community is scum" and explained that he worked with a lot of addicts. Mr. Lepire believed that juveniles purchased their drugs from the black market; therefore, he hoped that the dispensaries could give back to the community and prevent drugs laced with fentanyl.

(12:22:01) – Karen Stephens spoke against the ordinance and highlighted the fact that there were 34 against and two for the additional dispensaries. She also indicated that the Qualcan dispensary would not provide medical marijuana and that the community did not want the dispensary. Mayor Bagwell entertained additional comments and when none were forthcoming, she invited the applicant to provide final comments.

(12:24:43) – Mr. Carlson stated that he was a native of Carson City and that his parents still lived in town. He reiterated that the Board was expected to make a policy decision and that the location would be discussed at a future Planning Commission meeting. Mr. Carlson stated that many cannabis consumers did not wish to obtain a medical marijuana card and would purchase their medical cannabis from a recreational dispensary. He hoped that Carson City was about free enterprise and consumer choice. Mr. Carlson believed that their competitors intended to keep their "nearly monopoly" in Carson City. Mr. Cristalli resented the accusations of his competitors and called Qualcan "good operators," adding that the issues with Picky Reno had taken place prior to the acquisition and reiterating that they were a Nevada company. Mr. Barracco believed that competition was healthy and noted that "the enemy is the black market" that provided access to the youth. He also questioned whether the existing dispensaries had lost revenue because their new competitor had provided better service. Additionally, he relayed a personal story, stating that his mother who had been diagnosed with pancreatic cancer had benefited

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from a special mix that his chemist had created. Mr. Barracco also cited special anonymous donations they had made to cancer events. Mayor Bagwell entertained Board comments.

(12:36:05) – Supervisor Giomi thanked everyone for their comments and believed that it was the Board’s job “to balance overregulation with taking care of the health, safety, and welfare of this community.” He indicated that he liked competition; however, he wished to find a balance between making cannabis legal and “all-out openness.” Supervisor Giomi explained that he had opposed cannabis lounges because protections were not yet in place to ensure someone would not drive while high and because the long-term effects of marijuana were still unknown. Supervisor Giomi also applauded the 2017 Board of Supervisors because they had allowed the medical marijuana dispensaries even after the majority of the community had voted against it and later had limited the number of dispensaries to two. He preferred not to change the ordinance for those reasons.

(12:40:28) – Supervisor White stated his opposition to cannabis lounges and expressed concern about recreational marijuana due to the lack of a reliable field sobriety test. He indicated that his decision would be based on information from Staff that The Sheriff’s Office had no objections to an additional retail marijuana store since they had not experienced any marked challenges with the existing regulations or existing operations in Carson City. Supervisor White also stated that he had researched the studies for and against marijuana and had found that the neutral studies indicated cannabis was the most frequently consumed drug in the world; however, an association between cannabis consumption and suicide had not been established. He stated that should the proposed ordinance be adopted, a board similar to the Liquor and Entertainment Board should be established.

(12:50:12) – Supervisor Jones stated that he believed in the free enterprise system; therefore, he did not wish to worry whether the existing dispensaries were profitable or not. He also noted that he would support the proposed ordinance.

(12:51:06) – Supervisor Schuette did not believe that Carson City’s residents would be better served by changing the ordinance and indicated she would vote against the proposed ordinance.

(12:51:32) – Mayor Bagwell acknowledged that her vote would break the tie and claimed there wasn’t an easy answer. She clarified the actions taken by the Board of Supervisors five years ago, despite the public’s majority vote not to have marijuana dispensaries. She stated that the old Board had considered one component of the legislation which would allow individuals to grow their own cannabis if a dispensary was not present within 25 miles, which would cause “black market proliferation and neighbor-on-neighbor impact.” Mayor Bagwell stated that she was opposed to marijuana; however, five years ago the zoning was established for the marijuana retailers. She also believed that the particular property discussion and the zoning would take place at the Planning Commission level. Mayor Bagwell reviewed the findings and stated that she could make all of them. No zoning changes had been requested, and land uses would be compatible and consistent with the CCMC. She also said she had observed no added crime, lines, or vagrants in front of the dispensaries. Mayor Bagwell announced that she will follow the rule of law and did not wish to get into legal discussions about allowing one or two additional licenses.

(1:04:30) – Supervisor Giomi believed that the ordinance language before the Board was not enough as he wished to discuss issues such as oversight and distance from residential properties. Mayor Bagwell received confirmation from Mr. Yu that the published agenda and supporting materials were properly noticed. Supervisor Giomi wished

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to take action and determine whether the marijuana stores should be increased to three or four establishments. Mayor Bagwell entertained a motion to introduce the ordinance on first reading and to determine whether three or four total stores would be allowed in Carson City.

(1:08:55) – Supervisor Jones moved to introduce, on first reading, Bill No. 118 and to increase the number of dispensaries from 2 to 4. The motion was seconded by Supervisor White.

RESULT:	APPROVED (3-2-0)
MOVER:	Supervisor Jones
SECONDER:	Supervisor White
AYES:	Supervisors Jones, White, and Mayor Bagwell
NAYS:	Supervisors Giomi and Schuette
ABSTENTIONS:	None
ABSENT:	None

(1:09:48) – Mayor Bagwell entertained another motion to amend the ordinance that had just been approved.

(1:10:35) – Supervisor Giomi objected to co-locating a marijuana dispensary with a portion of food or another establishment. He also wished to establish an oversight Board similar to the Liquor and Entertainment Board. Supervisor Schuette wished to ensure that the marijuana shops were not the first thing visitor would see when entering the City. Supervisor Jones stated that the City did not have any concerns about where the bars are. Supervisor Giomi noted that the liquor regulations were old, but he wanted to start the marijuana ordinance on the right foot. Mayor Bagwell clarified that the liquor Board had a compliance component through the Sheriff’s Office. Discussion ensued about the parameters of the ordinance and Mr. Yu noted that a major change would require some research. Supervisor White stated that he was looking for training and oversight components for the marijuana Board to consider. Supervisor Giomi recommended rescinding the earlier motion and having a new one directing Staff to bring back the discussed components.

(1:25:15) – Supervisor Giomi moved to rescind the motion made by Supervisor Jones to approve Bill No. 118. The motion was seconded by Supervisor White.

(1:25:30) – Mayor Bagwell clarified that the Board wished to go back to the first reading to allow the District Attorney’s Office to “put some teeth” into the ordinance with the formation of the Cannabis and Entertainment Board. Mayor Bagwell wished to have a return date for the ordinance. Supervisor Giomi recommended modifying his motion to state that no licenses would be issued until a Cannabis and Entertainment Board is established. District Attorney Jason Woodbury offered to return with the modified bill in the first week of October 2022. Mr. Yu expressed concern that the revision of the new ordinance might impact the comprehensive revision delivery date of Title 18 by December 2022. Discussion ensued regarding making the Title 18 revisions retroactive for all the license holders. Mr. Yu clarified that “what is in law today will apply to an existing entity whether or not that entity is grandfathered or otherwise being exempted from prospective application of new laws and regulations is a completely separate issue.” **Supervisor Giomi withdrew his motion.** However, he was still concerned about oversight. Mayor Bagwell clarified that noted that the earlier action stands, and that Bill No. 118 has been introduced.

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18. FOR POSSIBLE ACTION: TO RECESS AS THE BOARD OF SUPERVISORS

(1:40:31) – Mayor Bagwell recessed the Board of Supervisors meeting.

BOARD OF HEALTH

19. CALL TO ORDER & ROLL CALL - BOARD OF HEALTH

(10:34:30) – Chairperson Lyons called the meeting to order. Roll was called and a quorum was present comprising Chairperson Colleen Lyons, Vice Chairperson Stacey Giomi, Member Lori Bagwell, Member Ken Furlong, Member Stan Jones, Member Lisa Schuette, and Member Maurice White.

20. PUBLIC COMMENT

(2:34:51) – Chairperson Lyons entertained public comments. Member Bagwell announce the first “Move with the Mayor” activity on September 12, 2022 at the Western Nevada College’s flagpole for the “Wildcat Walk” (in honor of the college’s mascot.

(2:36:18) – Karen Stephens introduced herself and expressed disappointment that during the Board of Supervisors meeting earlier the public’s voice was not heard. She believed they were “abused and not listened to” and believed that “you people do not care what the people want.”

21. FOR POSSIBLE ACTION: APPROVAL OF MINUTES - MARCH 3, 2022

(2:37:20) – Chairperson Lyons introduced the item and entertained comments, corrections, or a motion.

(2:37:25) – Vice Chair Giomi moved to approve the March 3, 2022 Board of Health minutes as presented. The motion was seconded by Member Jones and carried 7-0-0.

22. HEALTH AND HUMAN SERVICES

22.A FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING THE PROPOSED ACCEPTANCE OF A REPORT OF THE CARSON CITY HEALTH OFFICER.

(2:37:40) – Chairperson Lyons introduced the item and presented her report which is incorporated into the record. She encouraged receiving the second COVID-19 booster, especially for high-risk individuals or those who live with high-risk individuals. Chairperson Lyons also encouraged receiving a flu vaccination as flu had been more severe as observed in Australia. She also responded to clarifying questions and entertained public comments.

(2:49:07) – Marinka Willig inquired whether Monkeypox was only present in the gay communities. Chairperson Lyons clarified that it was not unique to that community and gave the example of the AIDS virus, noting that she hoped that “if we jump on this strong and fast, we can limit it or shut it down.”

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(2:50:00) – Joy Trushenski inquired why the Health Department was “pushing the jab instead of therapeutics.” She provided personal information on how she had fought COVID with therapeutics. Dr. Lyons cited the example of how Polio had been eradicated because of the vaccine.

(2:51:25) – Ms. Stephens objected to “pushing an experimental inoculation on people.” Health and Human Services Director Nicki Aaker provided an update on the COVID-19 vaccines noting that all three manufacturers: Johnson and Johnson, Moderna, and Pfizer had all been approved for adults. Chairperson Lyons added that with millions of participants in the vaccine program, it had been proven safe. She also entertained a motion.

(2:56:07) – Member Bagwell moved to accept the report as presented. The motion was seconded by Vice Chair Giomi.

RESULT:	APPROVED (7-0-0)
MOVER:	Member Bagwell
SECONDER:	Vice Chair Giomi
AYES:	Members Bagwell, Furlong, Jones, Schuette, white, Giomi, and Chair Lyons
NAYS:	None
ABSTENTIONS:	None
ABSENT:	None

22.B FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING THE FIRST BIENNIAL 2022 REPORT FROM VITALITY UNLIMITED AS REQUIRED BY CONTRACT #1718-118 BETWEEN CARSON CITY AND VITALITY UNLIMITED.

(2:56:20) – Chairperson Lyons introduced the item. Judith Richards of Vitality Unlimited introduced herself and presented her report which was provided as late material. She explained that the lower numbers were due to the COVID-19 pandemic. Vice Chair Giomi inquired about the lack of civil protective custody (CPC) admissions and Ms. Richards noted that they could dedicate a storage room without widows for that use. Vice Chair Giomi wished to see that happen and requested an update during the next Board of Health meeting. Member Furlong received confirmation that individuals that test positive for narcotics would be admitted; however, alcohol and drug detox might require hospitalization. There were no public comments.

(3:04:16) – Vice Chair Giomi moved to accept the report as presented and requested that Staff return with an update at the next Board of Health meeting on re-allowing CPC patients. The motion was seconded by Member Schuette.

RESULT:	APPROVED (7-0-0)
MOVER:	Vice Chair Giomi
SECONDER:	Member Schuette
AYES:	Members Bagwell, Furlong, Giomi, Jones, Schuette, white, and Chair Lyons
NAYS:	None
ABSTENTIONS:	None
ABSENT:	None

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22.C FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A PROPOSED ACCEPTANCE OF THE REPORT OF THE CARSON CITY DEPARTMENT OF HEALTH AND HUMAN SERVICES (“CCHHS”) DIRECTOR, NICKI AAKER.

(3:05:16) – Chairperson Lyons introduced the item. Ms. Aaker announced the appointment of former Public Health Preparedness Manager Jeanne Freeman as Deputy Director of Carson City Health and Human Services as of September 9, 2022. She also presented the Director’s Report, incorporated into the record, and responded to clarifying questions. Discussion ensued regarding Monkeypox, and Chairperson Lyons encouraged everyone with a fever and a rash to seek medical help immediately. Supervisor White was informed that the vaccine was not recommended for people with active Monkeypox. Discussion also ensued regarding the 988 hotline and Chairperson Lyons noted a statewide increase in the number of calls. Member Furlong encouraged anyone in crisis to call the hotline to speak with a crisis manager or a crisis-trained officer. Chairperson Lyons entertained public comments.

(3:35:16) – Mr. French inquired about the Health and Human Services calendar of events and Ms. Aaker provided several ways Mr. French would be able to access it from the City’s website.

(3:36:15) – Vice Chair Giomi moved to accept the report as presented with the feedback provided on the record. The motion was seconded by Member White.

RESULT:	APPROVED (7-0-0)
MOVER:	Vice Chair Giomi
SECONDER:	Member White
AYES:	Members Bagwell, Furlong, Giomi, Jones, Schuette, white, and Chair Lyons
NAYS:	None
ABSTENTIONS:	None
ABSENT:	None

22.D FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A PROPOSED RECOMMENDATION TO THE BOARD OF SUPERVISORS TO RECOGNIZE THAT BOTH UNSHELTERED INDIVIDUALS AND EMERGENCY HOUSING ARE CRITICAL ISSUES IN CARSON CITY AND THAT THE AMERICAN RESCUE PLAN ACT (“ARPA”) FUNDING BE AWARDED FOR PROGRAMS THAT SUPPORT UNSHELTERED INDIVIDUALS AND EMERGENCY HOUSING, AS WELL AS THE CARSON CITY HOUSING PLAN (“HOUSING PLAN”).

(3:36:26) – Chairperson Lyons introduced the item. Mary Jane Ostrander, Human Services Division Manager, presented the Staff Report with the accompanying Carson City Housing Plan and responded to clarifying questions. Vice Chair Giomi stressed the importance of helping homeless persons recover their identification documents to begin receiving services. Member Bagwell clarified that modular pods would not preclude multiple-unit housing. She also believed that many members of the community would be willing to “step up” and offer housing assistance. Member Jones commended Ms. Ostrander and her team for an excellent report and believed that the objections she would encounter would be those who do not wish to see homeless housing in their

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neighborhoods. Member Bagwell explained that based on her observations, the rules are being followed by the current residents who have been provided housing.

(4:14:22) – Member Giomi recommended receiving assistance from adjoining counties whose populations have been served by Carson City. Ms. Ostrander clarified that when an adjoining county resident receives services, that county is billed for the expense. Chairperson Lyons cited several reasons why congregate care fails sometimes and noted that the plan in Carson City is to have supervised and wrap-around care and prohibit criminal activity. Member Bagwell clarified that American Rescue Plan Act (ARPA) funding is not only for those who have lost their job due to COVID and assured the community that “this Board is complying with the rules of the ARPA funding.” Member Bagwell cited the successful example of Richards Crossing which provided housing for veterans. She also thanked Staff and the “developers who are online and listening.”

(4:33:29) – Chairperson Lyons recessed the meeting.

(4:41:33) – Chairperson Lyons reconvened the meeting and entertained public comments.

(4:42:05) – Sam Burchill introduced himself as a Carson City resident since 1995 and a law enforcement officer for 31 years. Mr. Burchill believed that 90 percent of the homeless population were drug and/or alcohol abusers. He anticipated 10 people out of 70 in Carson City to benefit from the programs, calling it a waste of money and time. He believed that providing the pods would not help but it would attract many more people to “get freebies.”

(4:43:48) – Jenny Scanland introduced herself as a deacon in the First Presbyterian Church of Carson City and a board member of Night off the Streets (NOTS) and spoke in support of the plan presented by Ms. Ostrander. She believed that their church provided the survival aspect (keeping the homeless out of the cold) and believed that the Human Services plan would provide the other services.

(4:46:25) – Betsy Strasbourg noted that no feedback opportunity was provided for this plan. She inquired whether the \$1.1 million funding was solely from ARPA or whether Indigent Accident Fund would be used. Ms. Strasbourg also inquired about the length of short-term housing and the funding sources of the program once ARPA funding is gone. She also wished to have seen the other county representatives at this meeting.

(4:49:36) – Rich Boyle introduced himself as a resident of Carson City. Mr. Boyle agreed that “we have to do something, but the devil is in the details.” He also wanted to find out the locations of the modular units.

(4:51:10) – Richard Nagel introduced himself as a “refugee from California” and stated that 90 percent of the homeless individuals “are not nice people,” citing his experiences in San Francisco. He recommended “a good, tough love attitude” in the community and preferred help through the private sector which would do a better job than the government.

(4:54:12) – Heather Coe explained that three years ago her friend had lost her brother to a homeless person and believed that the taxpayers would foot the bills to support the homeless who would continue to come to Carson City. She believed that drugs were an issue and stated that non-profits like FISH.

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(4:57:22) – Spirit of Hope Founder and Executive Director Ellen Jackson introduced herself and gave background on the organization which currently houses around 50 individuals. Ms. Jackson highlighted the organizations that she works with to provide services to her clients who range between 18 and 96 years of age. She encouraged the Board to support the homeless in Carson City.

(5:00:28) – Ms. Trushenski questioned why cities such as San Francisco have a homeless problem and attributed the problem to free needles, money, and handouts. She recommended not making shelters available to those with drug addictions and recommended having nonprofits that specialize in addictions and other social issues. She believed hard work, education, and spirituality are key to combat addiction.

(5:04:06) – Marinka Willig introduced herself as a former resident of the Santa Cruz mountains and had witnessed the growth of the homeless population because of the availability of free services. She noted that many have chosen to take advantage of what they are given for free. She recommended using existing vacant buildings to house the homeless and have them help build their living space. Ms. Willig recommended using the funds for COVID issues and was concerned that the money would run out.

(5:07:21) – Harry Koch introduced himself as a Carson City resident for 47 years prior to which he had lived on the Las Vegas Strip. Mr. Koch, the owner of Bonanza Plumbing, noted that he had contributed to the community and believed that the homelessness problem would not go away. He believed that some of the homeless have chosen not to follow their families' rules and "live the way they want to." Mr. Koch offered to donate his time and funds to turn the Children's Home into a living space for the homeless, should the State donate it. He also was against providing pods for housing.

(5:11:01) – Robyn Jones introduced herself as a Cal Ranch employee and agreed with many of the issues presented to the Board regarding the homeless population. She believed that some of the discussions to help the homeless would instead enable them.

(5:11:50) – Ms. Stephens believed that there were more than 69 homeless persons in Carson City. She stated that she had been the federal grant coordinator for homeless children for 12 years in the State's Department of Education. Ms. Stephens explained that the numbers tend to increase year-over-year and encouraged the Board and Staff to think about how many homeless can Carson City care for.

(5:13:56) – Jim Peckham, Executive Director of Friends In Services Helping (FISH) clarified that the new construction by FISH on North Carson Street was not a homeless shelter but student housing for those wishing to receive technical degrees at Western Nevada College to start a new life. Mr. Peckham also stated that almost all funding for FISH comes from non-government entities and highlighted the need to address mental illness issues and have facilities. He believed that "somehow across the country we're making it very easy for people not to go to work."

(5:17:09) – Carol Toohey introduced herself as a Carson Street business owner and had noticed people lingering on the streets prior to the COVID-19 pandemic. She believed that providing free services and housing would attract more of them and they would become a burden.

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(5:19:08) – Dee Dee Foremaster, Executive Director of the Rural Center for Independent Living (RCIL) and Do Drop In, explained that they provide services for persons with disabilities, veterans, and “people on the street.” She cited the example of an employee who had been living in her car after the passing of her husband. She stated that many circumstances cause homelessness and stated that they need more services “to prop someone up until they can walk on their own.”

(5:22:31) – Mr. French thanked Chairperson Lyons and the Carson City Sheriff’s Office. He also offered to become “an outreach person” as he becomes acquainted with many people on his walks. Ms. Ostrander encouraged everyone to stay in touch with the providers who apply for funding, to incorporate some of their ideas. She stated that the “point in time count” is required for receiving Housing and Urban Development (HUD) funding and it occurs in every community on the same day. She also believed that housing followed by sobriety was key because addiction could not be treated when living on the streets. She clarified that HUD grants come with restrictions, adding that they work with landlords to prevent evictions by using grant funds. Ms. Ostrander also noted that they are limited to paying fair market rents which are nonexistent at this time. Ms. Aaker clarified that they are working closely with other counties; however, they did not collaborate on the plan. She also confirmed for Chairperson Lyons that Carson City had experienced an increase in its homeless population after “Reno cleaned up the River and people did not wish to go to the shelters.” Member White noted that many Caldor Fire evacuees had also not returned and had remained in Carson City. Member Bagwell responded to the question of time limits in group homes and noted that each case was different and thanked the many benevolent landlords who had accepted the fair market rent vouchers. Vice Chair Giomi reiterated his request to “not let the adjoining counties off the hook” when it comes to their participation. Member White encouraged the public to take part in a “ride along” with the Sheriff’s Office and Alternative Sentencing to witness hope. He explained that he was “not willing to obligate north of a million dollars for something we can’t pin down with policies and a specific direction” and encouraged to have a more solid plan and not just an idea. He also opposed using the Indigent Accident Fund for this plan.

(5:45:08) – Member Jones did not believe that the Board had enough information to make a decision at this time and recommended to “do some more studying.” Member Bagwell explained that the objective was “to understand what the vendors, the non-profit [organizations], and the public can bring back together for an overall option to meet this plan with some ARPA dollars that are available...if we never start, we’re never going to move.” Vice Chair Giomi suggested recommending the concept to the Board of Supervisors.

(5:51:36) – Vice Chair Giomi moved to recommend to the Board of Supervisors to proceed with the project broadly based on this discussion. The motion was seconded by Member Schuette.

RESULT:	APPROVED (6-1-0)
MOVER:	Vice Chair Giomi
SECONDER:	Member Schuette
AYES:	Members Bagwell, Furlong, Giomi, Jones, Schuette, and Chair Lyons
NAYS:	White
ABSTENTIONS:	None
ABSENT:	None

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23. PUBLIC COMMENT

(5:52:07) – Chairperson Lyons entertained public comments; however, none were forthcoming.

24. FOR POSSIBLE ACTION: TO ADJOURN AS THE BOARD OF HEALTH

(5:52:27) – Chairperson Lyons thanked Ms. Ostrander and adjourned the Board of Health meeting at 5:52 p.m.

25. RECONVENE AS THE BOARD OF SUPERVISORS

(5:53:15) – Mayor Bagwell reconvened the Board of Supervisors meeting. A quorum was still present.

26. FINANCE

26.A FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A RECOMMENDATION TO THE BOARD OF SUPERVISORS FROM THE BOARD OF HEALTH TO RECOGNIZE THAT BOTH UNSHELTERED INDIVIDUALS AND EMERGENCY HOUSING ARE CRITICAL ISSUES IN CARSON CITY AND THAT THE AMERICAN RESCUE PLAN ACT (“ARPA”) FUNDING BE AWARDED FOR PROGRAMS THAT SUPPORT UNSHELTERED INDIVIDUALS AND EMERGENCY HOUSING, AS WELL AS THE CARSON CITY HOUSING PLAN (“HOUSING PLAN”).

(5:53:38) – Mayor Bagwell referenced the discussion during item 22.D and introduced the item. Grants Administrator Mirjana Gavric gave background and presented the Staff Report which is incorporated into the record. She also clarified that she would include the information from the earlier discussion in the RFP and agreed to bring the information to the Board prior to its issuance. Supervisor Giomi believed that the Board should provide direction to the agencies and Ms. Gavric agreed, adding that a letter of intent would initially be requested from them prior to their application. Supervisor Giomi suggested Ms. Gavric work on the goals and the topic with Ms. Paulson and Ms. Aaker prior to presenting the letter of intent to the Board for review. Supervisor White inquired whether the letter of intent (or notice of opportunity for funding) document could be “circulated independently” to Board members for input prior to its discussion during a future meeting. Mayor Bagwell entertained public comments and when none were forthcoming, a motion. She also clarified that the ARPA funding was not limited to non-profit organizations.

(6:01:08) – Supervisor Giomi moved to direct Staff to craft a notice of opportunity for funding to be released publicly with the specific goals that support the plan, as presented to the Board of Health, and delineating available funding sources and the authority to use those funding sources and return to this Board for approval. The motion was seconded by Supervisor Schuette.

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

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27. 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

(6:03:26) – Mayor Bagwell entertained Staff and Board comments. Ms. Paulson announced that the space needs assessment, the public art and memorial policies, and the Strategic Plan Annual Report would be agendaized for the September 1, 2022 meeting. Supervisor Giomi informed the Board that the Carson Water Subconservancy District had approached the State Legislature to approve the inclusion of Alpine County as a full member. He also announced that Stetina’s Paydirt Gravel Bike Race committed to future races until 2027 with the goal of 880 participants by then. He noted that 500 room nights were booked for this year’s race featuring 600 participants. Supervisor White recommended routing the race to Prison Hill and making the State Prison a final stop. Supervisor Giomi indicated that a disc golf tournament would be hosted by Carson City in October 2022 and plans were underway to bring to Carson City the USA versus Philippines rugby match on July 8, 2023, with the anticipation of hosting 5,000 visitors. Supervisor Schuette noted that the Board would hear the results of the joint Parks and Recreation Commission and the Open Space Advisory Committee meeting where decorative rock and dog leash policies were discussed.

CLOSED NON-MEETING TO CONFER WITH MANAGEMENT REPRESENTATIVES AND COUNSEL

This item did not take place.

28. PUBLIC COMMENT

(6:11:07) – Mayor Bagwell entertained final public comments; however, none were forthcoming.

29. FOR POSSIBLE ACTION: TO ADJOURN

(6:11:19) – Mayor Bagwell adjourned the meeting at 6:11 p.m.

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The Minutes of August 18, 2022 Carson City Board of Supervisors meeting are so approved on this 15th day of September 2022.

LORI BAGWELL, Mayor

ATTEST:

AUBREY ROWLATT, Clerk-Recorder

Attachments: written public comments