

Item #1

Board of Supervisor "DRAFT" minutes for the following dates are included in this section;

May 3, Regular Meeting

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A regularly scheduled meeting of the Carson City Board of Supervisors was held on Thursday, May 3, 2007, at the Community Center Sierra Room, 851 East William Street, Carson City, Nevada, beginning at 8:30 a.m.

PRESENT:	Marv Teixeira	Mayor
	Richard S. Staub	Supervisor, Ward 4
	Robin Williamson	Supervisor, Ward 1
	Shelly Aldean	Supervisor, Ward 2
	Pete Livermore	Supervisor, Ward 3
STAFF PRESENT:	Linda Ritter	City Manager
	Alan Glover	Clerk-Recorder
	Ken Furlong	Sheriff
	Al Kramer	Treasurer
	Larry Werner	Development Services Director/City Engineer
	Sue Johnson	Finance Director
	Daren Winkelman	Health Director
	Ann Silver	Human Resource Director
	Roger Moellendorf	Parks and Recreation Director
	Melanie Bruketta	Chief Deputy District Attorney
	Ken Arnold	Public Works Operations Manager
	Cheryl Adams	Purchasing and Contracts Manager
	Nick Providenti	Senior Accounting Manager
	Steve Schutte	Chief Deputy Sheriff
	Katherine McLaughlin	Recording Secretary

(BOS 5/3/07 Recording 8:30:27)

NOTE: Unless otherwise indicated, each item was introduced by staff's reading/outlining/clarifying the Agenda Report and/or supporting documentation. Staff members making the presentation are listed following the Department's heading. Any other individuals who spoke are listed immediately following the item's heading. A recording of these proceedings is on file in the Clerk-Recorder's office. It is available for review and inspection during normal business hours.

CALL TO ORDER, ROLL CALL, PLEDGE OF ALLEGIANCE, AND INVOCATION - Mayor Teixeira convened the meeting at 8:30 a.m. Roll call was taken. The entire Board was present, constituting a quorum. Supervisor Williamson led the Pledge of Allegiance. Rev. Marie Hanson of the Pathways of Life Church gave the Invocation.

PUBLIC COMMENTS AND DISCUSSION (8:32:06) - Lou Bottari asked that Item 4-4 be pulled. Mayor Teixeira explained that he should make the request when the agenda item is reached. Additional comments were solicited.

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Sam Dehne remarked on the cost of gas and suggested that it may be difficult for him to continue attending the Board meetings as a result of it. He alleged that the Legislators like his televised show and urged the public to watch it on Reno's Channel 26 and the local Channel 10 on Friday at 10 p.m. He expressed concern regarding the Governor's purported proposal to close the parole/prison board meetings and alleged that the Governor had submitted a bill that will exempt the parole/prison board meetings from the Open Meeting Law requirements. He noted a separate bill pending at the Legislature regarding increasing the gas tax for better roads and transportation. His support for improving the streets and highways was indicated. He also noted that the City had committed five cents of its gas tax to its share of the freeway. The tax commitment was more than \$50 million. As the freeway is now stalled, he suggested that the agreement be renegotiated. He then reiterated his belief that the City needs scheduled airline service. Additional comments were solicited.

Jerry Vuccaro alleged that an item of interest to him had been pulled. Mayor Teixeira explained that the Board could not discuss an agenized item at this time. Clarification by Mr. Vuccaro indicated that he is interested in the appeal of the Planning Commission's action which is Item 4-6. He questioned the reasons it had been agenized if it was being pulled. Mayor Teixeira asked him to hold his comments until the Item is reached on the agenda. Additional comments were requested, but none were given. No formal action was taken on any of the three discussions.

1. **ACTION ON APPROVAL OF MINUTES - 4/5/07 (8:36:57)** - Supervisor Aldean moved to approve the Minutes of the Carson City Board of Supervisors dated April 5, 2007, as presented. Supervisor Williamson seconded the motion. Motion carried 5-0.

2. **CHANGES TO THE AGENDA (8:37:25)** - City Manager Linda Ritter pulled Items 5-B, 6-C, and 9-A. Reasons for pulling the items were provided. She also explained Community Development Director Walter Sullivan's inability to attend the meeting. No formal action was taken or required.

LIQUOR AND ENTERTAINMENT BOARD (8:38:25) - Mayor Teixeira then recessed the Board of Supervisors session and convened the Liquor and Entertainment Board. For Minutes of the Liquor and Entertainment Board, see its folder for this date.

BOARD OF SUPERVISORS (8:49:23) - Following adjournment of the Liquor and Entertainment Board, Mayor Teixeira reconvened the Board of Supervisors session. The entire Board was present, constituting a quorum.

4. **CONSENT AGENDA (8:49:30)**

4-1. **SHERIFF - ACTION TO APPROVE THE ACCEPTANCE OF THE OFFICE OF CRIMINAL JUSTICE ASSISTANCE GRANT 04-NC-043, SPECIAL RESPONSE TOOLS, IN THE AMOUNT OF \$19,708**

4-2. **CLERK-RECORDER - ANNUAL REPORT OF THE CARSON CITY RECORDER PER NRS 247.306**

4-3. **PURCHASING AND CONTRACTS**

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A. ACTION TO APPROVE THE AWARD OF CONTRACT NO. 0607-065 TO SIERRA CHEMICAL CO. AS THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER PURSUANT TO NRS CHAPTER 332 TO PROVIDE SODIUM HYPOCHLORITE SOLUTION AT A COST OF .719¢ PER GALLON THROUGH JUNE 5, 2012, SUBJECT TO ESCALATION AND/OR DE-ESCALATION PROVISIONS WITH THE OPTION TO RENEW FOR FIVE (5) ADDITIONAL YEARS SUBJECT TO NEGOTIATION

B. ACTION TO APPROVE CONTRACT NO. 0607-078 - A REQUEST TO HAVE THE BOARD OF SUPERVISORS DETERMINE THAT THE LISTED CITY PROPERTY IS NO LONGER REQUIRED FOR PUBLIC USE AND DEEM ITS SALE BY PUBLIC AUCTION DESIRABLE AND IN THE BEST INTEREST OF CARSON CITY

C. ACTION TO APPROVE THE RENEWAL OF CONTRACT NO. 0304-088 WITH FERGUSON WATERWORKS (FORMERLY R SUPPLY) AND WESTERN NEVADA SUPPLY COMPANY TO PURCHASE WATER INVENTORY PARTS THROUGH JUNE 17, 2008, WITH THE SAME TERMS AND CONDITIONS AS ORIGINALLY AWARDED AND WITH THE PRICES SUBJECT TO THE CONTRACT'S ESCALATION AND DE-ESCALATION CLAUSES

4-4. CITY MANAGER - ACTION TO APPROVE AN ENGAGEMENT LETTER FOR OUTSIDE LEGAL SERVICES FROM WOODBURN AND WEDGE, ATTORNEYS, FOR WORK ASSOCIATED WITH REVIEW OF ANY AND ALL AGREEMENTS ASSOCIATED WITH VIDLER WATER COMPANY

4-5. PUBLIC WORKS - ACTION TO ACCEPT PUBLIC WORKS RECOMMENDATION ON THE "CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES FOR THE TIMBERLINE/COMBS DRAINAGE PROJECT", CONTRACT NO. 2005-140, AND AUTHORIZE PUBLIC WORKS TO ISSUE PAYMENT FOR AN AMENDMENT NO. 2 AMOUNT OF \$22,000 AND TO AUTHORIZE THE CONTRACTS DIVISION TO ISSUE ADDITIONAL AMENDMENTS FOR A NOT TO EXCEED AMOUNT OF \$5,000 FROM THE CONSTRUCTION PROJECTS TIMBERLINE/COMBS FUND AS PROVIDED FOR IN FY2006/2007

4-6. DEVELOPMENT SERVICES - PLANNING - ACTION TO APPROVE THE CARSON CITY AIRPORT AUTHORITY PROTOCOL FOR SIGNING PLANNING COMMISSION APPLICATIONS FOR AIRPORT DEVELOPMENT PROJECTS

4-7. FINANCE - ACTION TO ADOPT A RESOLUTION CREATING THE CARSON AREA METROPOLITAN PLANNING ORGANIZATION (CAMPO) FUND, A SPECIAL REVENUE FUND

4-8. HEALTH AND HUMAN SERVICES - ACTION TO APPROVE A GRANT AWARD IN THE AMOUNT OF \$10,000 FROM THE NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS FOR THE MEDICAL RESERVE CORP - Lou Bottari pulled Item 4-4 for discussion. Sam Dehne pulled Item 4-6 for discussion. Supervisor Livermore moved to approve the Consent Agenda consisting of one item, 4-1, from the Sheriff's Office; 4-2 Clerk-Recorder; three of the four items from Purchasing and Contracts, one for 4-5 from Public Works; one for 4-7 for Finance with Resolution No. 2007-R-6, and 4-8 from Health and Human Services, for a total of 8 items on the Consent Agenda as presented. Supervisor Staub seconded the motion. Mr. Vuccaro indicated his satisfaction with the proceedings. The motion was voted and carried 5-0.

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4-4. (8:51:20) -City Manager Linda Ritter introduced the item. Supervisor Williamson explained that the contract will provide the District Attorney's office with legal assistance/advice regarding contracts between the City and Vidler. There is no consideration of any litigation at this point. Supervisor Livermore explained that several meetings ago he had requested clarification of the law regarding the City's ability to contract for water services. He felt that it was appropriate for the City to engage outside legal counsel to assist the District Attorney's office as they do not know everything. The firm specializes in water law. He indicated his support of the contract.

Lou Bottari provided a written copy of his statements which he read into the record. (A copy is in the file.) He questioned the legality of the City's contract with Vidler, reasons the District Attorney's office had not contacted the Attorney General's office regarding the legality of the Vidler contract, whether Ferguson or the law firm have a conflict of interest, if they have represented Vidler at any time, has Vidler signed any other agreements to represent any other county, the existence of a budget to cover the costs that will be incurred for the legal service, will it keep the City out of litigation with Vidler, and justification for the agreement. He urged the Board to retain an attorney who is an expert in water litigation and is not located in Northern Nevada. The cost for additional legal support should be paid by Vidler.

Senior Deputy District Attorney Edward Oueilhe explained that if Vidler pays for the City's attorney, the attorney would be representing it and not the City. It is the District Attorney's prerogative to retain legal counsel when he/she deems it appropriate. Checks were performed regarding the firm and determined that conflicts of interest do not exist. A small amount of money has been paid for the firm's services. Mr. Oueilhe asked that an additional \$25,000 be approved for the services. Water law is a speciality. The District Attorney's office does not have anyone on staff who is versatile in water law. It was felt that it is cost beneficial to obtain outside services for this reason. If the Board decides to have the District Attorney's office provide legal services for this purpose, an additional position will be requested that would be dedicated to this field.

Ms. Ritter disclosed that the District Attorney's office had checked the teaming agreement and determined that it is in compliance with the Statutes. The Board had indicated a desire to have outside legal counsel review the teaming agreement. This will be done. There are no other agreements with Vidler at this time. Justification for having outside legal counsel was provided. Chief Deputy District Attorney Melanie Bruketta advised that the majority of the previous water issues have been handled by outside counsel. Mayor Teixeira noted that additional legal counsel has been obtained whenever the District Attorney's office lack expertise in a field. Ms. Bruketta concurred and cited an example of an attorney who had assisted with a separate water issue. Additional comments were solicited.

Sam Dehne felt that not all of Mr. Bottari's questions were answered. He also felt that the City is approaching a catastrophe due to the price of the City's water. It may be a good idea to have an attorney to protect the citizens and the District Attorney. He urged the Board to establish a citizens committee to analyze the situation. He recommended that Mr. Bottari be appointed to the committee. Money is not the important factor with this issue as a lot of money will be spent in the future. He also believed that the real source of the water problem is the amount of growth that is occurring in Carson City. He urged the

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Board to slow the growth rate to the point where local water is being used for growth. Importing water for growth is not a good idea. Mayor Teixeira explained that if the City's growth slows down any more, it will be stopped. The City's current growth rate is at one percent.

Supervisor Williamson acknowledged that Mr. Dehne had been coming to Carson City. He has strong opinions but does not really know what is going on. The City is not growing quickly. The City is actually growing at a rate of less than one percent as Mayor Teixeira had indicated. We have a very good water system that meets the City's needs. We do not import water. We have some issues in getting new wells when older wells fail. We are trying, with State support, to obtain water that we have from Marlette's system and developing a more reliable, ongoing pumping system at Marlette. That was a big portion of the rate increase. Another cost is the utility relocation for the freeway, which is a major impact on the water utility rates. The rate increase was not for importation of water from another location or exportation of it to another location. The City has sufficient water rights. The City has always worked consistently with our residents to have a delivery system. The residents have cooperated by limiting their irrigation times. It is not a catastrophic situation. The sky is not falling. We have identified the problems early on and are working with the residents to meet the needs.

Mr. Dehne responded by expressing his opinion that Vidler will be importing water to Carson City. Board comments indicated that all of the water is within Carson City's boundaries. Supervisor Aldean explained that the contract and negotiations with Vidler is an effort to resolve the Brunswick Canyon Reservoir seepage. The City has processed this water and wants to recapture it for use within the community. They need to work on the specifics of the teaming agreement. As the process moves forward, there will be many opportunities for public comments and involvement. Additional comments were solicited.

Mr. Bottari questioned the reasons why the Attorney General had not been asked to help. Mayor Teixeira explained that the Attorney General's office would seek information from Water Engineer Tracy Taylor. The City is already working with him. If something is inappropriate, they will bring it to the City's attention. Ms. Bruketta explained that the Attorney General would not represent the City in this issue.

Supervisor Livermore moved to approve an engagement letter for outside legal services from Woodburn and Wedge, Attorneys, for work associated with review of any and all agreements associated with Vidler Water Company; fiscal impact is unknown, depending upon the amount of work required. Supervisors Staub and Williamson seconded the motion. Motion carried 5-0.

4-6. (9:07:00) - Development Services Director/City Engineer Larry Werner introduced the item. He also indicated that this item has no bearing on the other items that had been pulled from the agenda previously. Supervisor Aldean explained that the policy will establish a protocol for obtaining signatures when the Chair is absent. She read the proposed policy into the record. (A copy is in the file.)

Jerry Vuccaro pointed out that Steve Lewis signed the special use application as the owner and chairman of the Airport Authority. The City owns the airport. The address Mr. Lewis used is located in Dayton. He questioned the capacity under which Mr. Lewis had signed the application and his address. Mr.

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Werner explained that a contact person is needed so that staff can reach someone if questions arise on the application. He did not think that Mr. Lewis had an address at the airport. Mr. Vuccaro responded by advising that Mr. Lewis has Sterling Air and receives his mail at its address. He felt that there was a conflict of interest involved with the application. Purportedly, Mr. Lewis recused himself from participating at the Airport Authority meeting as he allegedly has a financial or business arrangement with the applicant. Mayor Teixeira explained that this agenda item deals with the signature protocol on planning applications. Mr. Vuccaro asked that this time be combined with the appeal as they "address each other". Supervisor Staub disagreed with his comment. The agenda item under discussion deals with establishing a protocol for signing applications. It will provide clear and direct instructions for the applications. It does not deal with the jet ranch issue. Discussion between Mr. Vuccaro and Supervisor Staub indicated that Mr. Vuccaro had indicated that the jet ranch application is the issue. Mr. Vuccaro then stated that his comments are that it is illegal for the Planning Commission to act on the application. This is the reason he believes that the two issues are related. He also disclosed that he had attended the Airport Authority meeting and that Supervisor Staub was also in attendance. Mr. Vuccaro had questioned having the Authority act on it. The Authority proceeded and acted upon it. The item was then sent to the Planning Commission. Supervisor Staub explained that the Authority had acted on the jet ranch construction and lease. It had not acted on the special use permit. The Authority has no jurisdiction over the permit. The Planning Commission and Board of Supervisors have jurisdiction over it. Mr. Vuccaro felt that he was not recognizing the error. Supervisor Staub indicated that the Board will take action on his request shortly.

Supervisor Aldean explained that Mr. Sullivan's email indicates that the proposed protocol is for the Chair, Vice Chair, etc., to sign unless there is a conflict of interest. The protocol is appropriate as it establishes an orderly process for handling applications.

Sam Dehne thanked the Board for its corrections on the Vidler scheme. He indicated his support for the jet ranch although he was not in favor of the process used in approving it and the potential conflict of interest. The Board is establishing the protocol for signing documents. He felt that there was a conflict of interest regarding one person and his residence. This individual purportedly represented both the applicant and the Authority. He felt that the Board was "trying to close the barn door after the horse gets out". The issues should be addressed together. He did not have a concern about the Board's process in selecting who signs but both items should be heard together.

Supervisor Staub moved to approve the Carson City Airport Authority protocol policy for signing Planning Commission applications for airport development projects. Supervisor Livermore seconded the motion. Motion carried 5-0.

5. PARKS AND RECREATION - Open Space Manager Juan Guzman

A. ACTION TO ADOPT A RESOLUTION BY THE CARSON CITY BOARD OF SUPERVISORS PROVIDING FOR A RECREATION, PARKS, AND PUBLIC PURPOSE (RP&P) REQUEST TO THE BUREAU OF LAND MANAGEMENT FOR A PORTION OF ASSESSOR

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PARCEL NUMBER 8-531-03 TO BE USED FOR THE CONSTRUCTION OF THE CHINESE WORKERS MUSEUM OF AMERICA (9:16:32) - Art Hannafin, Chinese Workers Museum of America Executive Director Jim Bell and Co-Director and Secretary Khan Tung, Bruce Kittess - Mr. Hannafin explained the purpose of the museum and introduced Mr. Bell and Mr. Tung. He felt that the museum is a very auspicious step. A lands bill has purportedly been submitted to Congress seeking the parcel. The resolution of support will assist in expediting the RP&P lease to obtain it. Mr. Earl explained the last fund raiser for the museum, justification for the lack of public information regarding the museum's development, the work that had been going on in China including the establishment of a Sister City-Tai Shan-and the People's Republic of China Ambassador Master Teng Keyu's involvement in the processes. It was felt that this is the first occasion that the American Association of Museums is aware of where such a far reaching arrangement has occurred with another national museum's authority in another country. Discussions have commenced on a memorandum of understanding for this arrangement. Background information has been provided to all of the State's Congressional delegates as well as the presidential candidates who have been to Carson City. Senator Raggio has introduced a bill in the Nevada Legislature that will provide \$100,000 for the museum. The reality of the funding was questioned due to the dire predictions provided by the Economic Forum. Any State financial support and the National lease of the land will be seen as demonstrations of support for the concept and will be the key to obtaining support from the Chinese government. Mr. Earl then elaborated on the status of the Sister City and a plan to have joint fund raisers. He also advised that the ground breaking ceremony is being planned for late August. The Nevada Congressional Delegates and "major Chinese officials" have indicated a desire to attend the ceremonies. A plan to send a contingency of representatives from Carson City to the Chinese fund raising event was limned.

Supervisor Aldean questioned the status of the proposed roadway from the site for the museum to Highway 50 East and whether the proposed museum has been discussed with the adjacent property owner(s) to determine whether it fits within his/her/their plans. Mr. Tung indicated that discussions had not been held with the adjacent property owner(s). He felt that the proposed plan fits well with the V&T Railroad reconstruction project at *Drako* and 50. This project and the museum will "shape the direction of the land development" on the surrounding parcels and make them more valuable. Supervisor Aldean encouraged him to meet with the property owner(s) and develop an informal agreement to work together.

Mr. Kittess indicated that his remarks may not be seen as being politically correct. He pointed out that the country is communistic with different borders, language, and cultures. The Chinese workers worked on the railroad. The monument should not be larger than those for the Korean and Vietnam Vets. The proposal is "nonsense". Additional comments were solicited but none were given.

Supervisor Livermore moved to adopt Resolution 2007-R-7, A RESOLUTION BY THE CARSON CITY BOARD OF SUPERVISORS PROVIDING FOR A RECREATION, PARKS AND PUBLIC PURPOSE, RP&P, REQUEST TO THE BUREAU OF LAND MANAGEMENT FOR A PORTION OF ASSESSOR'S PARCEL NUMBER 8-531-03 TO BE USED FOR THE CONSTRUCTION OF THE CHINESE WORKERS MUSEUM OF AMERICA. Supervisor Williamson seconded the motion. Motion carried 5-0.

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B. ACTION TO ADOPT ON SECOND READING, BILL NO. 109, AN ORDINANCE AMENDING THE CARSON CITY MUNICIPAL CODE TITLE 17, ESTABLISHING CHAPTER 17.18 LANDSCAPE MAINTENANCE DISTRICTS, SECTION 17.18.010, ESTABLISHES THE PURPOSE; SECTION 17.18.020, ESTABLISHES AUTHORITY; SECTION 17.18.030, ESTABLISHES DEFINITIONS; SECTION 17.18.040, ESTABLISHES PARKS DIRECTOR'S RESPONSIBILITIES; SECTION 17.18.050, ESTABLISHES PROCEDURES FOR APPLYING TO CREATE A MAINTENANCE DISTRICT; SECTION 17.18.060, ESTABLISHES PROCEDURES FOR REVIEW OF MAINTENANCE DISTRICT PETITIONS; SECTION 17.18.070, ESTABLISHES PROCEDURES FOR ESTABLISHMENT OF THE BOARD APPROVED MAINTENANCE DISTRICT; SECTION 17.18.080, ESTABLISHES DETERMINATION OF BENEFIT AND COST ALLOCATIONS BETWEEN ASSESSED PROPERTY AND CITY; SECTION 17.18.090, ESTABLISHES ASSESSMENTS; SECTION 17.18.110, ESTABLISHES ALLOCATION OF PUBLIC MONEY TO PAY THE COSTS INCURRED BY CARSON CITY IN ASSUMING MAINTENANCE; SECTION 17.18.111, ESTABLISHES REVIEW AND DISSOLUTION OF MAINTENANCE DISTRICT; AND SECTION 17.18.112, ESTABLISHES APPEAL PROCEDURES (8:37:25) - Pulled.

6. DEVELOPMENT SERVICES - PLANNING

A. ACTION TO ADOPT BILL NO. 110, ON SECOND READING, AN ORDINANCE AMENDING THE ZONING CODE AMENDMENT FROM CARSON CITY PLANNING DIVISION FOR AN AMENDMENT TO TITLE 18 ZONING AND DEVELOPMENT STANDARDS, SPECIFICALLY TO THE LIGHTING ORDINANCE REGARDING PERFORMANCE STANDARDS RELATIVE TO DISPLAY AND SECURITY LIGHTING, AND OTHER MATTERS RELATED THERETO (FILE ZCA-06-181) (9:31:43) - Senior Planner Jennifer Pruitt - Supervisor Aldean disclosed her discussion with Donna Fuller regarding the ordinance and read the revisions that had been made to the ordinance into the record. A copy of the corrected ordinance had been distributed to the Board. (A copy was later given to the Clerk and is included in the file.) Mayor Teixeira noted his dissenting vote on the Bill when first heard by the Board. He also disclosed a telephone conversation he had with an individual at the Western Nevada Community College indicating his/her appreciation of Fandango Casino's lighting which was done without implementation of the proposed ordinance. He found it amazing that the community was willing to work together rather than polarize on opposite sides of the spectrum. Supervisor Aldean moved to adopt Bill No. 110 on second reading, Ordinance No. 2007-12, an ordinance amending Title 18 Zoning and Development Standards, specifically the lighting ordinance regarding performance standards relative to display and security lighting and other matters properly related thereto subject to the changes noted on the record with respect to the rotating beacon at the airport. Supervisor Williamson seconded the motion. The motion was voted and carried 4-1 with Mayor Teixeira voting Naye.

B. ACTION TO ADOPT BILL NO. 111, ON SECOND READING, AN ORDINANCE TO CHANGE THE ZONING ON A PORTION OF THE SUBJECT PARCEL LOCATED AT 2300 EAGLE VALLEY RANCH ROAD, APN 007-511-06, FROM CONSERVATION RESERVE (CR)

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TO RETAIL COMMERCIAL (RC) (FILE ZMA-07-026) (9:35:50) - Principal Planner Lee Plemel - Supervisor Williamson moved to adopt Bill No. 111 on second reading, Ordinance No. 2007-13, to change the zoning on a portion of the subject parcel located at 2300 Eagle Valley Ranch Road, APN 007-511-06, from Conservation Reserve to Retail Commercial. Supervisor Aldean seconded the motion. Motion carried 5-0.

C. ACTION REGARDING AN APPEAL OF THE PLANNING COMMISSION'S APPROVAL OF THE SPECIAL USE PERMIT APPLICATION, FROM MATT HANSEN, LICATA HANSEN ASSOCIATES ARCHITECTURE, TO ALLOW A NEW AIRCRAFT HANGER PROJECT, ON PROPERTY ZONED PUBLIC REGIONAL (PR), LOCATED AT 2600 COLLEGE PARKWAY, LEASED PARCEL NO. 207, ASSESSORS PARCEL NUMBER 008-901-01, BASED ON SEVEN FINDINGS AND SUBJECT TO THE NINE CONDITIONS OF APPROVAL CONTAINED IN THE STAFF REPORT (FILE SUP-07-025)(8:37:25) - Pulled.

D. ACTION TO CONSIDER A TENTATIVE SUBDIVISION MAP APPLICATION KNOWN AS COMBS CANYON PHASE II, FROM LUMOS ENGINEERS FOR BARTON PROPERTIES, INC., (PROPERTY OWNER: COMBS CANYON, LLC) TO REVIEW A SUBDIVISION MAP THAT CONSISTS OF 19 LOTS ON APPROXIMATELY 25 ACRES, ON PROPERTY ZONED SINGLE FAMILY ONE ACRE(SF1A) LOCATED ON COMBS CANYON ROAD, APN 007-091-72 (FILE TSM-07-027) (9:36:35) Development Services Director/City Engineer Larry Werner, Applicant's Representative Randall Long, Bruce Kittess - Justification for continuing the item was provided. Public comments will be accepted and conditions regarding snow removal and soil issues will be included in the staff report. Mayor Teixeira indicated that the continuance will provide staff with an opportunity to work with Mr. Long and address some of the concerns indicated during the last meeting.

Discussion between the Board and Mr. Long indicated that the Applicant/owner was not present. Mr. Long indicated that all of the concerns expressed by the Planning Commission had been addressed. He asked that the Board act on the application today.

Mr. Werner explained that staff will discuss the driveway locations, the topography/driveway grades/steepness, snow plans, and location for extra parking areas and establish how these issues will be addressed. He assumed that the application will then be returned to the Planning Commission and ultimately to the Board. He also felt that the delay will provide staff time to determine if there are other issues which should be resolved.

Supervisor Williamson assured the audience that the intent is not to continue delaying the application in an effort to wait out individuals who have concerns about the project. She also indicated that there were individuals present who wish to testify. She expressed her willingness to act on the application today.

Mr. Long asked that if the application is continued today that the conditions be given to him before he appears at the next meeting. Mayor Teixeira indicated that he would be disappointed if that did not occur.

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Mr. Long also indicated that he is comfortable with working with City staff. Additional comments were then solicited.

Mr. Kittess expressed his belief that the problem is the roadway width and lack of a shoulder. The standard roadway width is 34 feet. A ten-foot shoulder should provide adequate space for emergency parking, snow removal, maintenance trucks working on the water line, etc. The standard City right-of-way is 60 feet in width. If a retaining wall is required, it should be provided. Additional comments were solicited. None were provided.

Supervisor Aldean moved to approve the Development Services request that the Combs Canyon Phase II Tentative Map Application be continued and reset for consideration to the May 17, 2007, Board of Supervisors meeting so that the staff can continue to study the application considering the evidence and concerns communicated by the Board and the public at the April 19, 2007, meeting and the comments and concerns made by the Board and the public at today's Board meeting and requiring staff to come before the Board at the May 17, 2007, meeting to make recommendations regarding the conditions of approval or denial of the application. Supervisor Livermore seconded the motion. Motion carried 4-1 with Supervisor Williamson voting Naye.

RECESS: A recess was declared at 9:47 a.m. The entire Board was present when Mayor Teixeira reconvened the meeting at 9:54 a.m., constituting a quorum.

E. ACTION TO CONSIDER A VARIANCE APPLICATION TO ALLOW A GREATER LOT DEPTH THAN ALLOWED PURSUANT TO THE CARSON CITY MUNICIPAL CODE 18.04.190 RESIDENTIAL DISTRICTS INTENSITY AND DIMENSIONAL STANDARDS ON FOUR OF THE PROPOSED 19 LOTS (LOTS 3-6) IN THE COMBS CANYON II SUBDIVISION, ON PROPERTY ZONED SINGLE FAMILY ONE ACRE(SF1A) LOCATED ON COMBS CANYON ROAD, APN 007-091-72 (FILE VAR-07-028) (9:54:18) - Senior Planner Jennifer Pruitt - Mayor Teixeira noted the need to continue this item due to the Board's action on the previous item. Supervisor Aldean moved to approve Development Services' request for Combs Canyon Phase II Variance application to be continued and reset the consideration to the May 17, 2007, Board of Supervisors meeting so that staff may continue to study the application, consider the evidence, and the concerns communicated by both the Board and the public at the April 19, 2007, meeting and the comments and concerns made by the Board and the public at today's Board meeting and requiring staff to come before the Board at the May 17, 2007, meeting to make recommendations regarding the conditions of approval or denial by the Board on the application. Supervisor Livermore seconded the motion. Motion was voted and carried 5-0. Comments indicated that Supervisor Williamson had voted aye as she had lost the vote on Item D.

7. PUBLIC WORKS - CONTRACTS - ACTION TO ACCEPT PUBLIC WORKS RECOMMENDATION AND AWARD THE "BOB BOLDRICK THEATER RENOVATION PROJECT," CONTRACT NO. 2006-111 TO BUILDING SOLUTIONS, LLC (BIDDER NO. 2), FOR A CONTRACT AMOUNT OF \$311,115 AND TO AUTHORIZE THE CONTRACTS DIVISION TO ISSUE AMENDMENTS FOR A NOT TO EXCEED AMOUNT OF \$50,787 FROM THE PARK

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IMPROVEMENTS/CC THEATER IMPROVEMENT AND CAPITAL OUTLAY/CC THEATER IMPROVEMENT FUNDS AS PROVIDED FOR IN FY 2006/2007 (9:56:17) - Contract Coordinator Sandy Scott - Supervisor Livermore explained the need for the project. The first bids for the project were substantially more than its budget. Staff had worked to reduce the scope of the work. The bids for the second project were better. He looked forward to seeing the project completed. Comments were solicited but none were given. Supervisor Livermore moved to accept Public Works recommendation and award the Bob Boldrick Theater Renovation Project, Contract 2006-111, to Building Solutions, LLC, Bidder No. 2, for a contract amount of \$311,115 and to authorize the Contracts Division to issue amendments for a not to exceed amount of \$50,787 from the Park Improvements/CC Theater Improvement and Capital Outlay/CC Theater Improvement Funds as provided for in FY 2006-2007; project estimate is \$311,115. Supervisor Staub seconded the motion. Motion carried 5-0.

8. PUBLIC WORKS - CAPITAL PROJECTS - ACTION TO ADOPT A RESOLUTION IN SUPPORT OF A COOPERATIVE AGREEMENT BETWEEN WASHOE COUNTY AND CARSON CITY IN REFERENCE TO BUILDING AND MAINTAINING A REGIONAL GLOBAL POSITIONING SYSTEM ("GPS") BASE STATION NETWORK TO BENEFIT ALL LOCAL GOVERNMENT AGENCIES AND PRIVATE INDUSTRIES IN AN ENHANCED NETWORK FOR GPS SURVEYING AND MAPPING ACTIVITIES (9:58:44) - Development Services Director/City Engineer Larry Werner - The private sector is not paying for the project. The cost to the City is limited to the internet bill and staff time. It will provide the City with better survey data and should save the City money. Supervisor Aldean moved to adopt Resolution No. 2007-R-8, a Resolution in support of a Cooperative Agreement between Washoe County and Carson City in reference to building and maintaining a regional global positioning system, GPS, base station network to benefit all local government agencies and private industries in an enhanced network for GPS surveying and mapping activities; no fiscal impact. Supervisor Williamson seconded the motion. Motion carried 5-0.

9. PUBLIC WORKS

A. ACTION TO ACCEPT PUBLIC WORKS RECOMMENDATION TO AWARD THE CONTRACT FOR CONTRACT ADMINISTRATION AND CONSTRUCTION INSPECTION SERVICES FOR THE CARSON CITY BYPASS, PHASE 2A UTILITY RELOCATION, EAST FIFTH STREET TO BUTTIWAY PROJECT, CONTRACT NO. 2006-160 AND AUTHORIZE PUBLIC WORKS TO ISSUE PAYMENTS TO STANTEC CONSULTING, INC., 6980 SIERRA CENTER PARKWAY, SUITE 100, RENO, NV 89511, FOR A CONTRACT AMOUNT OF \$505,588 AND AUTHORIZE THE CONTRACTS DIVISION TO ISSUE AMENDMENTS FOR A NOT TO EXCEED AMOUNT OF \$50,500 FROM THE WATER AND SEWER NDOT BY-PASS FUNDS (8:37:25) - Pulled.

B. UPDATE ON THE WATER SUPPLY FORECAST FOR THE 2007 IRRIGATION SEASON (10:01:18) - Public Works Operations Manager Ken Arnold - The poor prognosis for water during the summer was noted. Conservation needs to commence now. During normal May periods the water usage is at 8 million gallons a day. The City is currently using 12 million gallons a day. Restricted

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irrigation will commence on June 1. The City has nine arsenic impacted wells and seven uranium impacted wells. Mitigation procedures were noted. The City's water quality is the same as it always has been. The EPA lowered the acceptable standards. The City blends the water to comply with the standard when it is possible and treats the other wells when it is not possible. The EPA has indicated an intent to reduce the acceptable standard even more in the future. As technology changes, the reduction is possible. Improvements are being made to the Marlette and Hobart systems. Mr. Arnold felt that it would be possible to get through the summer. Justification for the question was based on a telephone call received by Mayor Teixeira questioning the reasons the City did odd/even irrigation rather than two times a week as is done in Washoe County. Mr. Arnold indicated that watering on an odd/even basis irrigates deeper and longer. He committed to keeping the Board apprised of the water situation. He then explained the status of Well 24 at the east end of Fifth Street. He thanked the adjacent residents for their cooperation during the redrilling and specifically Don and Sandy Quilici. The well is now being tested. It may have some water quality issues, however, the volume is more than the previous well. Treatment will address the quality issues. Mayor Teixeira directed that a letter of commendation be sent to the Quilicis and urged everyone to "think rain". No formal action was required or taken.

10. CITY MANAGER - Linda Ritter

A. ACTION TO APPROVE A RESOLUTION ADOPTING AND APPROVING THE COOPERATIVE AGREEMENT TO ENGAGE THE SERVICES OF A CONSULTANT TO INVESTIGATE OPPORTUNITIES FOR SHARING REGIONAL TAX REVENUES BETWEEN CARSON CITY AND DOUGLAS COUNTY (10:10:08) - Supervisors Williamson and Aldean explained their meetings with Douglas County Commissioners and the intent to eliminate some of the contentious issues between the City and the County. The Commissioners will consider the resolution later today. Board comments complimented them on their efforts and justified the undertaking. Discussion indicated that Ms. Ritter had discussed the concept with Douglas County Manager Dan Holler. The concept includes the entire City and County rather than just an enterprise zone. The action plan will have to be approved by the Legislature which could not occur before the 2009 session. Comments also complimented Douglas County on its willingness to discuss and attempt to address the issues. Supervisor Williamson pointed out that Carson City will still need to provide funding and incentives for economic development as it is more expensive to reconstruct an area than to construct on raw land. Supervisor Aldean also indicated that the concept cannot be used for the original enterprise zone that had been considered some time ago. Supervisor Livermore explained an unsuccessful attempt that was undertaken six years ago. The times and players were different today. He hoped that the timing and conditions are right this time. Regional efforts are needed in today's market. He encouraged similar efforts to be started with the other surrounding jurisdictions. Mayor Teixeira felt that the "can do" effort now being undertaken in Washoe County and at the Lake needs to be included here. It should strengthen the relationships and erase county lines. Supervisor Staub hoped that the study develops a plan to address the liabilities of both jurisdictions for the benefit of all. He also hoped it will assist Douglas County's development from its infancy which he felt was a liability. Mayor Teixeira pointed out that the City provides a lot of services for the surrounding Counties, e.g., the Boys and Girls Club. He felt that these issues can be resolved through communication. It should not become a turf battle. Common sense should

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prevail. He also pointed out that the Legislature could be the issue as the concept is plowing new ground. He committed to assisting wherever possible and hoped that with an honest effort a win-win situation will be created. It should make it possible to avoid granting tax incentives now being demanded by developers. Public comments were solicited but none were given. Supervisor Williamson moved to adopt Resolution No. 2007-R-9, a resolution adopting and approving the cooperative agreement to engage the services of a consultant to investigate opportunities for sharing regional tax revenues between Carson City and Douglas County. Supervisor Aldean seconded the motion. Motion carried 5-0. Mayor Teixeira believed that, if Douglas County unanimously supports the resolution, the concept will be off to a good start. Supervisor Williamson explained that Commissioner Baushke had not been contacted due to his health problems.

B. ACTION TO REVIEW, EVALUATE AND RECOMMEND FOR APPROVAL THE CARSON CITY 2007-08 ANNUAL ACTION PLAN TO IMPLEMENT DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) PROGRAMS ASSOCIATED WITH THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM AND TO FORWARD THE PLAN TO HUD (10:25:27) - Citizen Outreach/CDBG Coordinator Javier Ramirez, Ron Wood Resource Center Executive Director Joyce Buckingham explained her Recheck Program and discussed it with the Board. Discussion indicated that the Community Counseling Center serves adults. The Recheck Program is for juveniles only. Additional comments were solicited but none were given. Supervisor Staub moved to approve the Carson City 2007-08 Annual Action Plan to implement Department of Housing and Urban Development programs associated with the Community Development Block Grant, CDBG, Program and to forward the plan to HUD as proposed here today. Supervisor Williamson seconded the motion. Motion carried 5-0. Supervisor Aldean explained that, in her view, the Recheck Program is a new, start up program on which Ms. Buckingham should be commended. The Board had made a commitment on dealing with the meth problem. Ms. Buckingham's program will fill a need which she urged her to continue to pursue.

C. ACTION TO APPOINT ONE MEMBER TO THE AIRPORT AUTHORITY TO FILL THE "MANUFACTURER IN THE CARSON CITY INDUSTRIAL AIRPORT" POSITION DUE TO A MEMBER'S RESIGNATION (10:32:07) - Don Peterson, Bill Elliott, and Airport Legal Counsel Steve Tackes - The Board interviewed Don Peterson and (10:48:05) Bill Elliott. Board comments thanked the applicants for apply and noted the quality of the applicants. There is only one vacancy. The applicant who is appointed will be serving the remaining portion of a term. He will not be eligible to run for reappointment. Mr. Elliott owns property in the community. He, however, does not live in Carson City. The Board has a policy of appointing residents to the City's boards, committees, and commissions whenever possible. Supervisor Staub moved to appoint Don Peterson to the Airport Authority to fill the "manufacturer in the Carson City industrial airport" position for a term that expires October 2009. Supervisor Livermore seconded the motion. Motion carried 5-0. Mayor Teixeira again thanked both applicants for applying. Supervisor Staub indicated that he looked forward to working with Mr. Peterson.

RECESS: A recess was declared at 11:01 a.m. The entire Board was present when Mayor Teixeira reconvened the meeting at 11:08 a.m., constituting a quorum.

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D. PRESENTATION OF PROPOSED 2007/2008 FISCAL YEAR BUDGET FOR CARSON CITY, INCLUDING THE GENERAL FUND, ENTERPRISE FUNDS AND ALL OTHER FUNDS (11:09:00) - Economic Development/Redevelopment Manager Joe McCarthy, Finance Director Sue Johnson, Parks Director of Operations Scott Fahrenbruch, Human Resources Director Ann Silver, Firefighters Association President Bob Schreihans, Carson City Employees Association President Cindy Gower, Sheriff Ken Furlong, District Attorney Neil Rombardo - Computerized slides were shown illustrating and highlighting the budget. (A copy is in the file.) A financial report regarding the General Fund was provided. The current deficit estimate is \$117,000. Revenue is down \$1.1 million. Expenditures have been reduced by \$845,000. Thirteen positions have been eliminated. Five of those positions are being held in suspension. The assumptions used in preparing the budget were limned including the belief that sales taxes will not rebound. Mayor Teixeira pointed out that the decrease in sales taxes had been statewide. It may remain down next year. Ms. Ritter indicated that monthly status reports will be provided. The budget has been developed based on predictions of what may happen. It will be adjusted as actuals are provided. Goals for the coming year were limned. Mr. McCarthy briefly described his economic development/redevelopment proposals including potential renovation, the search for new retail tenants, and the intent to continue implementation of the downtown action plan to revitalize the downtown area so that it becomes a tourist designation as part of the V&T Railroad reconstruction project. Ms. Johnson then highlighted the City's revenue sources including the shift from property tax to sales taxes. The revenue loss in motor vehicle and construction material taxes was noted. The entire State is experiencing this decrease in revenue. Revenue from general merchandise, food, and services sources are increasing. Mayor Teixeira pointed out that the City will not see any income from Home Depot or other new retailers until the next fiscal year. Discussion between Mayor Teixeira and Ms. Johnson indicated that sales tax projections for the next fiscal year are flat when auto sales and construction materials are eliminated. Projected ad valorem revenue may increase as a result of the new casino construction at the former Bodine site. Ms. Johnson felt confident that 2008 will be a better year due to having Home Depot, the new theater in southwest Carson City, Fandango's new restaurant, development at Bodines and another box store/retailer even though auto sales may remain soft. Even with these new businesses, the estimated revenue for 2008 will be \$1.3 million below this year's. She planned to monitor the figures closely. Comments urged residents to buy in Carson City. Supervisor Livermore commented on the fact that the Board had approved a substantial number of buildable lots, however, the market place has stopped construction from occurring. Once construction commences, the property values will increase the property tax figures. Ms. Ritter then reviewed the property tax estimates and the comparison chart showing other counties' tax rates.

Mayor Teixeira reminded the Board/audience that the City had been prudent in its property tax increases. When the cap was placed on the ad valorem value the City was prevented from going beyond a 3% annual increase of its ad valorem rate. Carson City's highest rate is \$2.74 which is the Sierra Forest Fire Protection District. Several other Counties are at the cap of \$3.64. There was no consideration of the City's lower rate. He felt that the City was being penalized for its prudent fiduciary efforts by being held to the 3% annual increase. He also pointed out that the City is providing senior housing and acute bed care facilities for its residents as well as residents of surrounding counties. The City is assessing itself at the ten cent cap for indigent care. This is not adequate to cover the medical costs for these individuals. The

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General Fund is being tapped at the rate of \$250,000 to cover the balance. One or two more cents is needed to cover these medical costs. He felt frustrated by the lack of ability to adequately address this cost. He acknowledged the Governor's objective to hold taxes at the current level. Supervisor Aldean explained the restrictions which eliminated the City's ability to react to this increasing fiscal demand for funding. Mayor Teixeira also indicated that the effort to obtain additional funding for seniors and indigents died in the legislative committee.

Ms. Ritter continued to limn the slides by explaining the original ability to make up for any property tax losses through the use of sales taxes. The original concept was to allow the City to increase property taxes if the sales tax revenue dropped. This ability has since been removed. This makes the City prioritize its expenditures and fit it within the revenue predictions. She then reviewed the mandated expenditures increases which total 30.6% of next year's budget. Salaries and benefits comprise 74% of the budget. The need to reduce the personnel costs was illustrated. Bills in the legislature which may further impact the City's personnel budget were noted. Discussion stressed the need to find new ways of providing more services with fewer employees. Ms. Johnson then reviewed the payroll cost containment measures which will be implemented. Supervisor Staub explained a program being implemented by the Parks Division that will utilize 15 inmates to do work in the City parks rather than hire ten seasonal employees. The program will maintain the service level at a reduced personnel cost. Supervisor Livermore explained that the Youth Sports Association had discussed this concept. It has been asked to provide additional funding for maintenance of the fields. Clarification by Mr. Fahrenbruch explained that the seasonal employees are not part of the General Fund. Question 18 funds and the gas tax funds are not part of the General Fund. Ms. Ritter reiterated the intent for City staff who will oversee the program to receive training in the management of the prison inmates. She then reviewed the positions which have been eliminated in the General Fund.

Ms. Johnson then limned the analysis of benefits and the changes that have been made. She emphasized the need to develop a plan to provide financial stability while maintaining reasonable medical coverage, which she believed Human Resources had been able to accomplish. Ms. Silver explained that she and Employee Benefits Manager Zee McClintock had successfully negotiated the health insurance package. The package was described. Supervisor Livermore explained his contact with City personnel which indicated that the employees were concerned about the reduction or loss in dependent coverage more than anything else. He had, therefore, asked the insurance committee to determine what could be afforded and to allow the employees to participate in the process. Ms. Silver indicated that the Presidents of three of the Associations had worked with them on the package. These individuals were aware of the employee concerns. Ms. Silver continued her review of the health insurance package which include health and wellness programs. Supervisor Williamson explained her personal knowledge of the City's program as compared to the State's program. She stressed the need for the employees to work together and get healthier. Mayor Teixeira explained his personal coverage and indicated that the City's is a better program. Ms. Silver indicated that the overall cost for the coverage had dropped slightly and the need for "slight" increases in the co-payments for the next three years.

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Mr. Schreihans explained Sheriff Furlong's absence. Ms. Gower alleged that Sheriff's Protective Association President Mark Jongsma was "pleased" with the program. Mr. Schreihans explained the employees' original concerns and the change that occurred when they were allowed to participate in the selection process. The employees understand the program and support it. It will cost the employees who are using the package more while the others will not be impacted. He thanked the management staff for allowing them to work together on the program. Ms. Gower supported his comments and explained that the employees want to keep the service level static while maintaining the personnel level and get through these tight budget times. She also indicated the need to communicate so that it is a win-win situation for all parties. Mayor Teixeira complimented the members of the committee who had worked on the package. He also indicated a need to cooperate as the City is not at the end of the tunnel yet. The resources have to be managed better. He hoped that management could continue to work with the employees. He thanked them for their participation.

(12:10:26) Ms. Ritter indicated the need for the employees to keep the insurance usage down. She then reviewed the cost containment slides and the survey results. Another survey will be conducted soon. She noted Sheriff Furlong's request for additional deputies.

Sheriff Furlong read a prepared memo into the record. (A copy had purportedly been given to the Board prior to the meeting. A copy was not given to the Clerk.) His need for additional deputies to serve on the Special Enforcement Team (SET) to fight drugs, graffiti, gangs, etc., was limned. He had been using overtime to provide this coverage. Justification for the program was explained. He believed that Carson City should lead this fight and that businesses will support the program. The program provides the ability to educate and provide resources for people in need and to aggressively target areas where the offenses occur. Discussion indicated that the Sheriff's overtime budget had originally had \$399,000. This amount was gone by mid-year. He has transferred other funds to the account to keep the program going but at a reduced pace. Mayor Teixeira pointed out that the budget cuts other positions. Sheriff Furlong's request is for three additional deputies. Sheriff Furlong concurred and continued his explanation justifying the additional deputies. Discussion between Sheriff Furlong and Supervisor Livermore pointed out that drug addicted individuals will continue to abuse drugs until something within them gives them the resources to fight the addiction. Until that time the community continues the arrest and support program cycle. Unless the laws are changed, the Sheriff cannot keep these individuals confined. The community is the unfortunate victim of the crimes committed by such individuals.

Supervisor Staub explained that the request was a "stretch" for him due to the financial crunch the City is in. He acknowledged that the community believes drugs, gangs and graffiti are the number one problem. He also indicated that he supports the Sheriff's program. Two/three additional deputies plus an additional deputy district attorney are needed for the program. It is difficult to talk with the other employees who are being asked to do more with less. He questioned the impact that two additional deputies will have on the jail, whether the courts can handle the increased prosecutions, and whether \$500,000 more in the overtime budget will handle the program. Sheriff Furlong indicated that the additional staff will reduce the need for overtime. He also pointed out the increase in property crimes which are now occurring. The community must either target the activities or accept them. Supervisor

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Staub asked Sheriff Furlong for a commitment that the additional employees will reduce the overtime costs. He also felt that there should be a way that the offender is made responsible for the costs incurred by his offenses through fines and restitution. He advised that he had discussed the issue of restitution with Chief of Alternative Sentencing Rory Planeta. Mr. Planeta is now tracking restitution. Supervisor Staub stressed the need to track restitution and for its enforcement. He felt that the minimum of ten cents per dollar should be required.

Supervisor Aldean explained her experience with the City's hiring additional firefighters rather than continue to maintain a high overtime account. This experience clearly indicated that it is less expensive to have more full time employees than use overtime. Sheriff Furlong agreed and indicated that the total cost is \$240,000 for the employees. He committed to managing the overtime if the deputies are provided. He also explained that it is not safe to continue to have deputies work 10 to 14 hour shifts. Supervisor Aldean explained the need to have prosecution of the offenders when arrested. The Sheriff's Office and the District Attorney's Office need to work together to ensure prosecution occurs. Society must recognize that not every individual can be rehabilitated. Differences can be made with the younger juveniles. Sheriff Furlong indicated that the proposal will allow his Department to target these individuals. Mayor Teixeira urged them to prosecute the dealers and distributors. He noted the response to the hot line and stressed the need to continue the anti-meth effort. He also described the nationwide awareness of the City's program. It is a critical issue as indicated by the community-wide survey. Funds need to be cut elsewhere.

Discussion between Ms. Ritter and Mayor Teixeira pointed out that the Sheriff had cut four administrative positions. These funds should be used to balance the funding requirement. The City already has the vehicles that the new positions will require. Discussion also indicated that the positions will be filled with experienced, well-trained officers.

District Attorney Rombardo explained his need for another deputy district attorney for this program. His explanation indicated that Carson City is the hub for the drug activities. His desire to prosecute to the fullest extent of the law as possible was stressed. His current caseload will not allow him to do that without an additional deputy. He also noted that the recent forfeiture and nuisance ordinances will create an impact on his staff. The position is needed to help enforce those ordinances which also hit at the illegal drug activities. He then explained that when he started serving as the District Attorney he had not intended to request additional personnel. An increase in the number of Sheriff's deputies, however, make it necessary for him to ask for an additional prosecutor. Discussion between Supervisor Livermore and Mr. Rombardo pointed out that Carson City has long been considered the training camp for attorneys. Career prosecutors are needed. The inability of the prosecutors to carry such large caseloads and communicate with the victims was indicated. An increase in deputy sheriffs will increase the caseloads. Mr. Rombardo expressed a willingness to seek a grant for the position but noted that this is not easy to obtain. The Department is currently being forced to drop or reduce the charges on lesser offenses so that murder and higher crimes can be pursued. He acknowledged that the Department had not been collecting restitution fees. Without additional staff, it is unable to do so.

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Ms. Ritter then reviewed the Partnership Carson City program. She indicated the need for this program to have a dedicated funding stream. (12:48:25) Mayor Teixeira expounded on the reasons this program needs ongoing funding. He directed that the funding become part of the budget. Supervisor Staub explained his reasons for feeling that the partnership should also have private funding. Mayor Teixeira concurred and indicated that brochures seeking corporate sponsorship should be developed. Having a City fund will assist with this endeavor. Ms. Ritter announced that Sierra Pacific Power Company had made a commitment to sponsor the program. Supervisor Williamson concurred with the need to fund the program. She also pointed out that Ron Wood Resource Center Executive Director Buckingham was upset about the Board's failure to support her program. Supervisor Williamson felt that it was a worthy program which the partnership should sponsor. Mayor Teixeira explained that the program had funded the drug testing equipment for Alternative Sentencing, the Sheriff's Special Enforcement Team, and gave the Community Counseling Center funds. It is also funding a large portion of the canine cops. The Chamber of Commerce is very actively involved and has given funds when needed. The Partnership is a volunteer group without any paid employees. Supervisor Staub suggested that the group provide the Board with an annual report. Ms. Ritter agreed as the program is using City funds. Mayor Teixeira described how the program operates. Supervisor Aldean supported having it as a City-funded community organization so long as it is understood that the funding can be used for other purposes in the future, if necessary.

Ms. Ritter then explained the proposal to increase the utility franchise fees by one percent and the impact of the one percent increase. A comparison to the franchise fees assessed in other counties and cities was provided. Proposed uses of these funds were limned. Ms. Ritter continued her budget report. Discussion pointed out the need for the budget to be balanced and the proposal to use the reserves to make up for the \$600,000 shortfall. Efforts to reduce the costs will continue. Mayor Teixeira indicated his dislike for increasing the franchise fees. He also noted the Legislature's desire to eliminate this fee. He also disliked having a deficient budget.

Ms. Ritter then explained that it is a business cycle and that staff is working to develop financial policies to weather such circumstances in the future. It will be possible to weather this cycle due to the ability to use the ending fund balance and the stabilization funds. The City is not broke. Mayor Teixeira reminded her of the need to be proactive or the City will become broke. Discussion indicated that without re-engineering how the City does business, it will not be possible to continue to operate. Opportunities for changes must be found and implemented. Supervisor Williamson felt that this is an opportunity for the Economic Development Office to look for people who want to invest and appreciate what the City has to offer. Mayor Teixeira pointed out that the personnel cost-of-living commitment requires one new large box a year. Supervisor Livermore encouraged staff to look at the fees and charges assessed users as they should pay for the services they use. Ms. Ritter indicated that the final budget document will be presented to the Board on May 21 at noon. Discussion indicated that it may be necessary to cut 40 to 50 positions if expenditures cannot be reduced. A quarterly status report is to be provided to the Board. Public comments were then solicited but none were given. Mayor Teixeira directed staff to be certain that public notice is provided as he did not wish to "rubber stamp" the budget on May 21. He also directed that an evening meeting be held on the budget so that the public is able to attend the meeting. Discussion indicated that this session could be held on the next Board meeting date—May 17. Ms. Ritter advised the

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Board that the Statutes mandate that the Board will adopt the budget on May 21. Discussion indicated that both Sheriff Furlong and District Attorney Rombardo should be present at the May 17 meeting to defend their requests for additional personnel. Staff should also be prepared to defend the stabilization fund. Justification for having the evening session was provided. Direction indicated that the May 21 meeting should commence at 5:30 p.m.

Ms. Ritter then highlighted the Capital Improvement Program and the proposal to regroup and reprioritize its priorities. She noted that the landfill is a revenue generator and suggested that its funds be added to the program. Mayor Teixeira felt that it should be allocated to a fund which could not be raided. Ms. Ritter also noted that the Ambulance Fund is in better shape since they privatized collections. A cost study is being conducted on the building permits. It will be brought back to the Board for discussion at a future meeting. The sewer fund needs to be considered. The water fund is "in good shape". The total budget is \$117.6 million which is 1.5% above last year's budget. The budget does not include the School District or the Hospital. The public should contact Ms. Ritter's office if there are any questions. (Supervisor Staub left the meeting at 1:17 p.m. A quorum was still present.)

11. BOARD OF SUPERVISORS - NON-ACTION ITEMS:

A. INTERNAL COMMUNICATIONS AND ADMINISTRATIVE MATTERS (1:18:05)

- Mayor Teixeira complimented Ms. Ritter and Supervisor Williamson on their activities in Washington, D.C. He also advised that funds have been "ear marked" for the City. The Federal Lands Bill was well received. Ms. Ritter indicated that the staff is fielding questions regarding it. Supervisor Williamson announced the "Wine Walk" scheduled for Saturday. No formal action was taken or required.

B. STAFF COMMENTS AND STATUS REPORT - None.

12. ACTION TO ADJOURN - Supervisor Livermore moved to adjourn. Supervisor Williamson seconded the motion. Motion carried 4-0. Mayor Teixeira adjourned the meeting at 1:19 p.m.

The Minutes of the May 3, 2007, Carson City Board of Supervisors meeting

ARE SO APPROVED ON _____, 2007.

Marv Teixeira, Mayor

ATTEST:

Alan Glover, Clerk-Recorder