

**City of Carson City  
Agenda Report**

**Date Submitted:** May 20, 2011

**Agenda Date Requested:** June 2, 2011  
**Time Requested:** Consent Agenda

**To:** Mayor and Supervisors

**From:** Public Works Department

**Subject Title:** Action to adopt Resolution No. \_\_\_\_\_ a resolution approving and authorizing the Mayor to sign Amendment #1 to an Interlocal Agreement by and between Carson City and the State of Nevada, Division of State Lands and Carson City for Induced Water Infiltration System, Roadway and Monitoring Wells in Vicee Canyon. (Andy Burnham)

**Staff Summary:** Adoption of the Resolution approving this amendment will increase annual lease payment for 2.23 acres of State owned property in Vicee Canyon from \$1,115.00 to \$2,485.00. There has not been an increase since the initial contract approval date of April 16, 2004.

**Type of Action Requested:** (check one)  
 Resolution  Ordinance  
 Formal Action/Motion  Other (Status Report)

**Does This Action Require A Business Impact Statement:**  Yes  No

**Recommended Board Action:** I move to adopt Resolution No. \_\_\_\_\_ a resolution approving and authorizing the Mayor to sign Amendment #1 to an Interlocal Agreement by and between Carson City and the State of Nevada, Division of State Lands and Carson City for Induced Water Infiltration System, Roadway and Monitoring Wells in Vicee Canyon.

**Explanation of Recommended Board Action:** As the Board is aware, Carson City Public Works - Water Division operates and maintains water recharge basins and monitoring wells in Vicee Canyon on 2.23 acres of land owned by the State of Nevada, Division of State Lands. This recharge project is an important element of the City's overall water storage and production program. The revised rental rate has been derived from the 2011 Carson City Assessor's Office property values in the vicinity of the leased area, less 10% (see cover letter to Amendment). It is necessary to continue the rental of this property. The current agreement expires June 30, 2014, and will need to be renewed for another 10 year period.

**Fiscal Impact:** \$2,485.00 per year.

**Funding Source:** 520-3502


**Explanation of Impact:** Funding provided for in FY 2010/2011

**Alternatives:** Do not approve and advise otherwise.

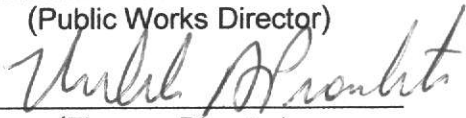
**Supporting Material:**

1. Resolution (Exhibit A)
2. Amendment and Agreement with State Lands (Exhibit B)

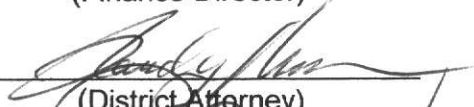
Prepared By: Ken Arnold, Environmental Manager

Reviewed By:   
(Public Works Director)

Date: 5-24-11

Concurrences:   
(Finance Director)

Date: 5/24/11

  
(District Attorney)

Date: 5/24/11

  
(City Manager)

Date: 5/24/11

Board Action Taken:

Motion: \_\_\_\_\_ 1) \_\_\_\_\_ Aye/Nay  
2) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
(Vote Recorded By)

**RESOLUTION NO. \_\_\_\_\_**

**RESOLUTION ADOPTING AND APPROVING AMENDMENT #1 TO AN INTERLOCAL AGREEMENT BY AND BETWEEN CARSON CITY AND THE STATE OF NEVADA, DIVISION OF STATE LANDS AND CARSON CITY FOR INDUCED WATER INFILTRATION SYSTEM, ROADWAY AND MONITORING WELLS IN VICEE CANYON**

**WHEREAS**, any two or more public agencies may enter into cooperative agreements for the performance of any governmental function pursuant to NRS 277.080 to 277.180, inclusive; and

**WHEREAS**, NRS 277.110 provides that every such agreement must be by formal resolution or ordinance of the governing body of each public agency included and must be spread at large upon the minutes, or attached in full thereto as an exhibit, of each governing body; and

**WHEREAS**, the parties to Amendment #1 to an Interlocal Agreement by and between Carson City and the State of Nevada, Division of State Lands and Carson City for Induced Water Infiltration System, Roadway and Monitoring Wells in Vicee Canyon, desire to adopt and approve such agreement as required by NRS 277.110. A copy of the amendment and the original agreement are attached to this Resolution as Exhibit "B"; and

**WHEREAS**, both parties to Amendment #1 to an Interlocal Agreement by and between Carson City and the State of Nevada, Division of State Lands and Carson City for Induced Water Infiltration System, Roadway and Monitoring Wells in Vicee Canyon are public agencies as defined by NRS 277.100; and

**NOW, THEREFORE, BE IT RESOLVED** that the terms and conditions of Amendment #1 to an Interlocal Agreement by and between Carson City and the State of Nevada, Division of State Lands and Carson City for Induced Water Infiltration System, Roadway and Monitoring Wells in Vicee Canyon are hereby adopted and approved; and

**BE IT FURTHER RESOLVED** that Amendment #1 to an Interlocal Agreement by and between Carson City and the State of Nevada, Division of State Lands and Carson City for Induced Water Infiltration System, Roadway and Monitoring Wells in Vicee Canyon shall be spread at large upon the minutes or attached in full thereto as an exhibit, and that a copy of this Resolution shall be sent to State of Nevada, Division of State Lands.

*Vicee Canyon amendment, continued;*

Upon motion by Supervisor \_\_\_\_\_, seconded by Supervisor \_\_\_\_\_, the foregoing Resolution was passed and adopted this \_\_\_\_\_ day of 2010 by the following vote:

AYES: \_\_\_\_\_ NAYS: \_\_\_\_\_

ABSENT: \_\_\_\_\_ ABSTAIN: \_\_\_\_\_

Resolution No. \_\_\_\_\_

\_\_\_\_\_  
Robert L. Crowell, Mayor  
Carson City, Nevada

ATTEST:

\_\_\_\_\_  
Alan Glover, Clerk  
Carson City, Nevada

LEO DROZDOFF  
Director

BRIAN SANDOVAL  
Governor

State Land Office  
State Land Use Planning Agency  
Nevada Tahoe Resource Team  
Conservation Bond Program-Q1

Department of Conservation  
and Natural Resources

JAMES R. LAWRENCE  
Administrator



Address Reply to

Division of State Lands  
901 S. Stewart St. Suite 5003  
Carson City, Nevada 89701  
Phone (775) 684-2720  
Fax (775) 684-2721  
Web [www.lands.nv.gov](http://www.lands.nv.gov)

STATE OF NEVADA  
DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

## Division of State Lands

May 9, 2011

CARSON CITY UTILITIES DEPARTMENT  
3505 BUTTI WAY  
CARSON CITY, NV 89701-3498

Re: Lease Amendment Induced Water Infiltration System and Monitoring Wells

Gentlemen:

A Lease was issued on April 16, 2004 for a water recharge project, access road and six (6) monitoring wells on State property in Vicee Canyon. Per the terms of the lease, the annual rental fee may be re-evaluated every 5 years to reflect any change in market value. Our records indicate that no fee adjustment has been made since 2004.

The State of Nevada is obligated to receive full fair market value for use of all School Grant Lands, which are held in trust for our citizens. A comparison of 2011 Carson City Assessor's Office property values in the vicinity of the leased area indicates an average fair market value of \$12,386.00 per acre. Based on your use of 2.23 total acres for the water infiltration system, road and monitoring wells, a total value estimate of \$27,621.00 was considered. We adjusted the value downward by 10% and used an average rate of return to arrive at a rental rate of \$2,485.00 per year.

We would appreciate your review of this amendment, and if you concur, please sign both copies as Lessee where indicated and return them to our office as soon as you can. A fully executed copy will be returned to you when all signatures have been obtained. If you disagree with the above rental valuation, please provide our office with any supporting information.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Handwritten signature of Rick Murray in cursive script.  
Rick Murray

Land Agent III  
Nevada Division of State Lands  
901 S. Stewart St, #5003  
Carson City, NV 89701

REM/Enclosures