

CARSON CITY BOARD OF SUPERVISORS  
Minutes of the December 16, 1999, Meeting  
Page 1

A regularly scheduled meeting of the Carson City Board of Supervisors was held on Thursday, December 16, 1999, at the Community Center Sierra Room, 851 East Williams Street, Carson City, Nevada, beginning at 8:30 a.m.

PRESENT:	Ray Masayko	Mayor
	Kay Bennett	Supervisor, Ward 4
	Robin Williamson	Supervisor, Ward 1
	Jon Plank	Supervisor, Ward 2
	Pete Livermore	Supervisor, Ward 3

STAFF PRESENT:	John Berkich	City Manager
	Alan Glover	Clerk-Recorder
	Al Kramer	Treasurer
	Gary Kulikowski	Internal Auditor
	David Heath	Finance Director
	Judie Fisher	Personnel Manager
	John Iratcabal	Purchasing Director
	Mark Forsberg	Chief Deputy District Attorney
	Phil Herrington	Building Official
	Cheryl Adams	Deputy Purchasing Director
	Katherine McLaughlin	Recording Secretary
	Tony Baker	Safety/Loss Control Tech
	(B.O.S. 12/16/99 Tape 1-0001)	

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

**CALL TO ORDER, ROLL CALL, INVOCATION, AND PLEDGE OF ALLEGIANCE** - Mayor Masayko convened the meeting at 8:30 a.m. Roll call was taken. The entire Board was present, constituting a quorum. Mayor Masayko wished all a safe, healthy and happy holiday session. A moment of silence was held in lieu of the Invocation. Mayor Masayko lead the Pledge of Allegiance.

**CITIZEN COMMENTS (1-0026)** - None.

**1. APPROVAL OF MINUTES - 10/7/99 REGULAR SESSION AND 9/29/99 SPECIAL SESSION (1-0032)** - Mayor Masayko noted the corrections to the October minutes which had been made and distributed prior to the meeting. Supervisor Plank moved to approve the Minutes of the September 29, 1999, Special Meeting as corrected and indicated that he could not approve the remaining set as he had not been present during that meeting. Supervisor Williamson seconded the motion. Motion carried 5-0.

Supervisor Livermore moved that the Board of Supervisors accept the Minutes as presented with the correctional changes on Page 5 for the October 7, 1999, meeting. Supervisor Williamson seconded the motion. Motion carried 5-0.

**2. AGENDA MODIFICATIONS (1-0061)** - Item No. 6, Personnel Director - Carson City Wildlife Advisory Board appointment was deferred to the next meeting.

**3. SPECIAL PRESENTATIONS** - Personnel Manager Judie Fisher

**A. ACTION ON RETIREMENT RESOLUTION FOR MARGE WESTOVER (1-0072)** - Ms. Fisher highlighted the resolution. Mayor Masayko wished Ms. Westover well in her retirement. Supervisor Livermore moved to adopt Resolution No. 1999-R-53, A RESOLUTION COMMENDING MARGE WESTOVER. Mayor Masayko seconded the motion. Motion carried 5-0.

**B. ACTION ON RETIREMENT RESOLUTION FOR JOHN IRATCABAL (1-0108)** - Mayor Masayko read the resolution into the record. Supervisor Plank moved to adopt Resolution No. 1999-R-54, A RESOLUTION COMMENDING JOHN IRATCABAL on his retirement. Supervisor Bennett seconded the motion. The Board and Mr. Berkich complimented Mr. Iratcabal on his efforts and dedication to the City and the Purchasing Department and wished him success in his retirement. The motion to adopt Resolution No. 1999-R-54 was voted and carried 5-0.

Mayor Masayko read and presented a plaque to Mr. Iratcabal recognizing his tenure with the City. Mr. Iratcabal thanked the Board for the recognition. He expressed his feelings that the community had been a great place to work with great volunteers, elected officials, City Manager and employees. He had been proud to serve as an employee. He had enjoyed his 11 years with the community. His retirement plans were briefly described.

**C. PRESENTATION OF AWARDS FOR CARSON CITY EMPLOYEE HEALTH AND WELLNESS AWARD PROGRAM (1-0275)** - Mayor Masayko briefly described the program and presented the awards for Most Fit to: Supervisor Kay Bennett, Tina Breuer, Melanie Bruketta, Janet Busse, Dolly Hanner, Paul Dininger, Elizabeth Huck, Mark Forsberg, Judy Jackson, Rob Joiner, David John Morandi, Nancy Nelson, Valerie Park, Lisa Schuette, John Tomasko, Wendy Truesdale, and Alicia Walker. He then presented the award for being the "Most Fit" to Michael Morin. Mayor Masayko briefly described the program and presented the awards for "Most Improved" to: Dawn Beck, Kay Bunch, Justine Chambers, Sami Clark, Debbie Devall, Shannon Evans, Valerie Hill, Eileen Mora, Susan Orsbern, Nick Providenti, John Symons, and Steven Walker. He then presented the award for "Most Improved" to Laura Lau. Each recipient was congratulated on his/her efforts. Finance Director Heath thanked Carson-Tahoe Hospital, Barbie Winchester, Gayle McCulluch and Tony Baker for their assistance with the program.

#### **4. CONSENT AGENDA**

**A. BOARD OF SUPERVISORS - ACTION ON ADOPTION OF BOARD GOALS FOR FISCAL YEAR 2000/2001**

**B. DEVELOPMENT SERVICES - STREETS - ACTION ON IDENTIFICATION AND DETERMINATION OF CITY MAINTAINED STREETS**

**C. DISTRICT ATTORNEY - ACTION ON A MOTION TO APPROVE AN AMENDMENT TO THE COOPERATIVE AGREEMENT BETWEEN THE NEVADA STATE WELFARE DIVISION AND CARSON CITY TO PROVIDE FOR SENATE BILL 547 APPROVED DURING THE 1999 LEGISLATURE FOR FOR A ONE-TIME APPROPRIATION OF FUNDS FOR EXPENSES RELATED TO THE NOMADS PROJECT PURSUANT TO PART 34 OF THE CODE OF FEDERAL REGULATIONS 302.34 AND 303.107 IN ORDER TO OBTAIN FOR CARSON CITY FEDERAL FINANCIAL REIMBURSEMENTS AND INCENTIVES FOR THE DETERMINATION OF A PATERNITY AND THE ENFORCEMENT OF CHILD SUPPORT OBLIGATIONS FOR THE PERIOD OF OCTOBER 1, 1996 TO SEPTEMBER 30, 2000**

**D. PARKS AND RECREATION DIRECTOR - ACTION ON GRANT OF EASEMENT TO NEVADA BELL AND SIERRA PACIFIC POWER COMPANY ON APN 2-181-01, MILLS PARK**

**E. PURCHASING DIRECTOR - ACTION ON CONTRACT NO. 9899\_285 \_ CARSON CITY RIFLE AND PISTOL RANGE, REQUEST FOR FINAL PAYMENT (1-0456)** - Supervisor Plank moved to accept and approve the five items on the Consent Agenda as represented this morning. Supervisor Bennett seconded the motion. Motion carried 5-0.

#### **5. BOARD OF SUPERVISORS**

**A. NON-ACTION ITEMS - INTERNAL COMMUNICATIONS AND ADMINISTRATIVE MATTERS (1-0480)** - Supervisor Livermore presented small Christmas gifts to each Board member highlighting his/her activities during the year: Supervisor Williamson - a bear for her Open Space efforts; Supervisor Bennett - a jewelry box to carry her jewelry while going to meetings at Tahoe; Supervisor Plank - a toy truck for his work on Graves Lane; Mr. Berkich - a magnifying glass to help read the details; and Mayor Masayko - a designer coffee mug for meetings at the airport and on the V&T Railroad and freeway. Supervisor Livermore then reported on the Carson-Tahoe Hospital Board meetings/activities and the luncheon for Senator Bryan. He announced the Convention and Visitors Bureau and Chamber of Commerce open house. Supervisor Bennett reported on the Nevada Tahoe Conservation District meeting, the Healthy Communities efforts; the RTC meeting and Graves Lane opening ceremony; the Public Transit Advisory Committee meeting; the Nevada Tahoe Regional Planning Agency meeting, the Western Nevada Resource Conservation and Development meeting; the TRPA and Subconservancy District meetings.

Subconservancy District General Manager Ed James delineated the request for member counties to stagger the membership terms. Mayor Masayko suggested that the term limits be made concurrent with the Board member's term. Mr. James indicated that the terms are for four year periods. As the item had not been agendized, further discussion was terminated. Mayor Masayko indicated that he would agendize the matter for discussion and action at a future meeting.

Supervisor Williamson reported on the employees' Christmas party; a meeting with Doreen Mack, owner of Lofty Expressions, and invited the public to visit Curry Street gift shops and boutiques; the Supreme Court Christmas party; the Hospital Auxiliary's Christmas luncheon; Western Nevada Conservation District's meeting, Western Nevada Development District meeting; the One Region - One Vision meetings and solicited information and participants from the outlying areas for its purposes; the luncheon for Senator Bryan; the Redevelopment Authority Citizens Committee meeting; and wished everyone happy holidays. Supervisor Plank reported on the employees Christmas party; the Builders Association of Western Nevada events; the RTC meeting; the Western Nevada Development District meeting; the emergency meeting of the Western Nevada HOME Consortium; the Parks and Recreation meeting; his tour of Lone Mountain with Supervisor Williamson and Larry Taylor; his correspondence soliciting monuments for the Blackwell Pond and the Fulstone Park and Wetlands; his discussion with Mayor Masayko concerning the airport master plan and his plan to meet with Steve Tackes on the issue; the feedback he had received on Graves Lane; the status of the RTC agenda for its January workshop; and requested discussion with Supervisor Bennett about the progress/status of the Lake Tahoe east shore parking project. Mayor Masayko reported on the Christmas tree lighting ceremonies, City Hall open house, and the Y2K drawing contest; the Graves Lane opening ceremony; the Statewide Technical Transportation Advisory Committee allocation program for TEA-21 funding which opens again in May of next year; the RSVP volunteer recognition ball and Christmas dinner; his and Mr. Berkich's trip to Washington, D.C., for the FEMA project impact seminar and the City's eligibility for impact grants; the Tri-County Railroad Association's special meeting; Senator Bryan's annual holiday luncheon; and solicited a volunteer to serve on the Charter Review Committee. He wished everyone a happy holiday session and a safe Y2K.

**B. STAFF COMMENTS AND STATUS REPORTS INCLUDING ON Y2K (1-1525)** - Mr. Berkich distributed to the Board and Clerk an executive summary on the status of Y2K planning. (A copy is in the file.) A team meeting had been scheduled for Monday. He felt confident in the preparedness which had occurred and urged the public to prepare also. Manuals delineating the guidelines had been distributed throughout the City Departments. The summary was highlighted.

**BREAK:** A ten minute recess was taken at 10:08 a.m. The entire Board was present when Mayor Masayko reconvened the meeting at 10:18 a.m., constituting a quorum.

**6. PERSONNEL DIRECTOR - ACTION TO APPOINT APPLICANT TO FILL VACANCY ON THE CARSON CITY WILDLIFE ADVISORY BOARD (1-1636)** - Deferred.

**7. DEVELOPMENT SERVICES - UTILITIES - Deputy City Manager Dan St. John - ORDINANCE - SECOND READING - ACTION ON BILL NO. 133 - AN ORDINANCE AMENDING CHAPTER 12.04 OF THE CARSON CITY MUNICIPAL CODE TO ADD A DEFINITION OF "DIRECTOR" AND TO MODIFY THE DEFINITION OF "SENIOR CITIZEN" TO SECTION 12.04.020 DEFINITIONS; AND TO MODIFY SECTION 12.04.030 REBATE SO THAT THE AMOUNT OF REBATE IS REFLECTIVE OF THE SCHEDULE PROVIDED IN NRS 361.833 HOMEOWNER'S REFUND: ENTITLEMENT; LIMITATION (1-1652) - Utility Billing Supervisor Sheila Gallegos distributed to the Board and Clerk an informational sheet on the procedure, application process, and criteria. (A copy is in the file.) Discussion ensued on the information. Anyone meeting the criteria was urged to contact the Assessor's office. Supervisor Williamson moved to adopt Bill 133 on second reading, Ordinance No. 1999-32, AN ORDINANCE AMENDING CHAPTER 12.04 OF THE CARSON CITY MUNICIPAL CODE TO ADD A DEFINITION OF "DIRECTOR" AND TO MODIFY THE DEFINITION OF "SENIOR CITIZEN" TO SECTION 12.04.020 DEFINITIONS; AND TO MODIFY SECTION 12.04.030 REBATE SO THAT THE AMOUNT OF REBATE IS REFLECTIVE OF THE SCHEDULE PROVIDED IN NRS 361.833 HOMEOWNER'S REFUND: ENTITLEMENT; LIMITATION; no funding source or fiscal impact. Supervisor Plank seconded the motion. Motion carried 5-0.**

**8. DEVELOPMENT SERVICES - ENGINEERING - Deputy City Manager Dan St. John**

**A. ACTION ON INTERLOCAL CONTRACT WITH THE CARSON CITY SUBCONSERVANCY DISTRICT RELATIVE TO FUNDING OF STORM WATER MANAGEMENT IMPROVEMENTS WITHIN THE ASH AND KINGS SUB-BASINS (1-1802) - Subconservancy General Manager Ed James reviewed the agreement and highlighted the purpose and benefits of the program. Discussion indicated that the agreement does not include areas which are covered by the interlocal agreement with NDOT nor does it impact the freeway or its progress. Supervisor Bennett described the District's action approving the agreement and indicated that similar requests from other Counties had been considered. The agreement will assist the City in mitigating the downtown/Fifth Street drainage problem. Discussion corrected the agreement date to be December 16. Public meetings are to be held on the design. Supervisor Bennett moved that the Board of Supervisors approve and authorize the Mayor to execute the Interlocal Contract with the Carson Water Subconservancy District relative to funding of storm water management improvements within the Ash and Kings Drainage Sub-basins; fiscal impact is \$100,000 contribution to City Regional Storm Water Management Facilities with potential for additional \$300,000 over the next three fiscal years, and the funding source is the Carson Water Subconservancy District. Supervisor Livermore seconded the motion. Following discussion, Supervisor Bennett amended her motion to correct the date in the interlocal contract. Supervisor Livermore concurred. Supervisor Bennett explained that the Carson City ad valorem rate is part of the Subconservancy's funding source. The motion to approve the contract as indicated was voted and carried 5-0.**

**B. ORDINANCE - SECOND READING - Senior Engineer John Givlin**

**i. ACTION ON BILL NO. 131 - AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND HERMAN K. BAUER REGARDING ASSESSOR'S PARCEL NO. 08-816-69 LOCATED AT 5055 METRIC WAY, CARSON CITY, NEVADA (1-1982) - Supervisor Livermore moved to adopt Bill No. 131 on second reading, Ordinance No. 1999-33, AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND HERMAN K. BAUER REGARDING ASSESSOR'S PARCEL NO. 08-816-69 LOCATED AT 5055 METRIC WAY, CARSON CITY, NEVADA. Supervisor Plank seconded the motion. Motion carried 5-0.**

**ii. ACTION ON BILL NO. 132 - AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND T&D MACHINE PRODUCTS REGARDING ASSESSOR'S PARCEL NO. 08-402-15 LOCATED AT 4859 CONVAIR DRIVE, CARSON CITY, NEVADA (1-2028) - Supervisor Livermore moved to adopt Bill No. 132 on second reading, Ordinance No. 1999-34, AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND**

T&D MACHINE PRODUCTS REGARDING ASSESSOR'S PARCEL NO. 08-402-15 LOCATED AT 4859 CONVAIR DRIVE, CARSON CITY, NEVADA; no fiscal impact. Supervisor Plank seconded the motion. Motion carried 5-0.

**9. COMMUNITY DEVELOPMENT - Principal Planner Rob Joiner**

**A. ACTION REGARDING A REQUEST FROM THE HISTORIC ARCHITECTURE REVIEW COMMISSION (HARC) AND THE COMMUNITY DEVELOPMENT DEPARTMENT FOR SUPPORT OF THE CARSON CITY HISTORIC HOUSING REHABILITATION PROGRAM INCLUDING THE PROCEDURES AND STANDARDS (1-2053)** - HARC Chairperson Michael Drews distributed a copy of the grant application form to the Board and Clerk. (A copy is in the file.) He described the funding and its purpose. Discussion noted the income restrictions for applying and the funding which the applicant may receive. Eligibility for the HARC program was described as including any national register eligible property within the community. Likewise, the entire county is within HARC's purview. The repayment requirements were noted. A status report is to be provided to the Board which may include photographs. Supervisor Plank moved that the Board of Supervisors approve the Historic Housing Rehabilitation Program Procedures and Standards as approved by the Historic Architecture Review Commission and the Community Development Department; fiscal impact is \$25,000; and the funding source is the CDBG grant. Supervisor Bennett seconded the motion. Motion carried 5-0.

**B. ACTION ON L-99/00-1(F) - A REQUEST FOR APPROVAL OF A FINAL DIVISION OF LAND MAP FOR THE DONALD AND WILLIE M. ANDERSON TRUST FOR THREE (3) PARCELS WITH A MINIMUM LAND AREA OF 40 ACRES EACH, ON PROPERTY ZONED AGRICULTURE (A), LOCATED AT 4908 CARSON RIVER ROAD, APN 10-071-24, PURSUANT TO THE REQUIREMENTS OF NEVADA REVISED STATUTES AND CARSON CITY MUNICIPAL CODE (1-2240)** - Applicant's Engineer Jack Randall - Mr. Joiner was unsure of the review provided by the Open Space Advisory Committee and the Carson River Advisory Committee. Supervisor Bennett voiced her objection to the process as it would allow development in the flood plain to the community's detriment and the failure to allow these committees to participate in the process. Mr. Joiner explained the subdivision/parcel map review process which he felt would consider these elements. The Statutes do not include her reviews. Clarification indicated that the property is not part of Mr. Bernhard's project. If the request is approved, only one house per 40 acres would be allowed. This is considerably less than the zoning allows which is one house per ten acres. Development has not been requested at this time. The challenge is to provide a building pad above the flood plain.

Mr. Randall indicated that development is not being considered at this time for the property. The property is "Buzzy"s" old ranch. The request will help settle his estate. The current zoning is one residence per ten acres.

Supervisor Plank indicated that as the Committees would have an opportunity to review the projects if and when development is proposed he could support the request. Supervisor Plank then moved that the Board of Supervisors approve L-99/00-1(F), a request from the estate of Donald and Willie M. Anderson for a final Division of Land Map for three parcels with a minimum land area of 40 acres each parcel on property zoned Agriculture located at 4908 Carson River Road, APN 10-071-24. Supervisor Livermore seconded the motion. Motion carried 3-2 with Supervisors Williamson and Bennett voting Naye. Supervisor Bennett indicated that her vote represented the lack of notice to the effected Committees, i.e., OSAC and CRAC, and their ability to make comments on this issue. She expected that any future development of these lands will be considered by them.

**C. ORDINANCE - SECOND READING - ACTION ON BILL NO. 134 - AN ORDINANCE AMENDING SECTION 18.03.261 OF THE CARSON CITY MUNICIPAL CODE BY ADDING MANUFACTURED HOUSING TO THE DEFINITION OF SINGLE-FAMILY DWELLING AND OTHER MATTERS PROPERLY RELATED THERETO (1-2580)** - Discussion noted the position Lyon County had taken on this Statute. Carson City had not interpreted the Statute in this fashion and staff did not recommend following Lyon's lead. The legislation's purpose was noted. The law becomes effective January 1 and must be

included in the Municipal Code. Board comments iterated the need for the Board to uphold the law even though the members felt the law was flawed. The Board's action recommending that the Governor veto the bill was also noted. Supervisor Plank then moved that the Board of Supervisors adopt on second reading Bill No. 134, Ordinance No. 1999-35, AN ORDINANCE AMENDING SECTION 18.03.261 OF THE CARSON CITY MUNICIPAL CODE BY ADDING MANUFACTURED HOUSING TO THE DEFINITION OF SINGLE-FAMILY DWELLING AND OTHER MATTERS PROPERLY RELATED THERETO; no fiscal impact. Supervisor Williamson seconded the motion. She explained comments she had received indicating the proposal would increase the tax on mobile homes. The purpose of the law does not do so. Mayor Masayko noted that the taxes will increase if the mobile home/manufactured home is converted to real property. There is no impact on existing mobile homes. The motion was voted and carried 5-0.

BREAK: A five minute recess was declared at 11:10 a.m. The entire Board was present when Mayor Masayko reconvened the meeting at 11:15 a.m., constituting a quorum.

**10. SHERIFF - Rod Banister - ACTION TO APPROVE TIBURON AS THE VENDOR OF CHOICE TO PROVIDE THE COMPUTER AIDED DISPATCH CENTER (1-2785) -** Mr. Berkich's introduction explained the request to select a vendor. Staff will then negotiate a contract with that firm. The contract would be brought back to the Board for approval. The team members who had worked on the selection process were introduced. Sheriff Banister described the dispatch services provided by the Department. The Sheriff's Office and Fire Department supported the Tiburon system. The current system is antiquated. Staff had spent 32 months selecting the Tiburon system. Two consultants also supported staff's recommendation. Although HTE has a system, it did not meet the standards desired by the Sheriff's Department. Fire Chief Buckley indicated that staff preferred to retain the current antiquated system if the HTE system is selected. A description of the two systems was provided. The Tiburon system purportedly provided the better service even though the acquisition cost is higher and additional support staff may be required. The costs incurred by staff in doing the study should be included in the evaluation. HTE now has a new product. By the time staff evaluates that product, Tiburon or other vendors may have other products. It was felt that 32 months was long enough to make a decision. The correspondence in the packet and memos from Internal Auditor Kulikowski and Finance Director Heath (which the Clerk did not have) were briefly described. Mayor Masayko responded by indicating for the record that Mr. Kulikowski had performed his duty as he had been hired to do. The Board wanted and obtained both sides of the story. Sheriff Banister pointed out that the balances are between money and service. Mayor Masayko noted that HTE services over 1,000 entities throughout the U.S. The City is not purchasing equipment from a new, untried firm. Discussion pointed out that the equipment had been studied for 32 months which had a price. Continued studies while using antiquated equipment will lower the service level.

Consultant William Romesburg highlighted his report which is in the packet. He emphasized that HTE deals in many types of software while Tiburon and PRC deal only in dispatch communication systems. HTE's stability was questioned due to the purported loss of 75 percent of its original key personnel who had been identified within its proposal. This loss could impact its ability to perform as proposed. Comments indicated that these comments are subjective and should not be considered. A \$5 million lawsuit had allegedly been lost yesterday by HTE regarding its system. Deputy Jack Freer distributed a memo to the Board. (A copy was not given to the Clerk.) Mr. Romesburg indicated his support for the staff/team's recommendation that Tiburon be selected. He then responded to Mr. Kulikowski's memo. Tiburon had proposed a baseline product with no customization. HTE's Cad V had purportedly been described as its "Cad III with a "goeey" front end with little functional improvement over the Cad III". Cad V requires replacement of the hardware and additional support personnel which may cost an additional \$400,000 over a five year period. The Tiburon costs for update releases are negotiable as had been identified on the original spread sheets. Mr. Romesburg then responded to Mr. Heath's memo by disagreeing with Mr. Heath's assumption that the Tiburon baseline product would cost more than had been identified in the spread sheets. A baseline product should not take longer to implement than the customized solution. The comparisons used by Mr. Heath were for communities much larger than Carson City and for systems which had been heavily customized.

Mayor Masayko explained his concern with the packet of information which had been provided to the Board as it indicated that the full Tiburon system with all of the add-ons over a five year period would cost \$1.1 million over HTE's product. Once the City commits to Tiburon, HTE modulators could not be added. Mr. Romesburg responded by indicating that the \$1.1 million figure had included additional City personnel. Mayor Masayko reiterated his desire to have the best system at the best price for the community. (2-0037) Mr. Berkich clarified the request to approve Tiburon as the vendor of choice and authorization for staff to negotiate the final contract for one package for the computer aided dispatch system for the City. Decisions to obtain other software packages will be made in the future as deemed necessary and when funding is allocated. Mayor Masayko pointed out that if the Board approved this motion and after the staff negotiates the contract, the Board could reject the contract. This would mean that additional time and effort had been expended by staff at an additional cost. He objected to having half the packet without knowing the total impact. Making a decision without the total picture places the Board in an untenable position and may increase the costs as well as delay the final decision. Reasons for having Mr. Kulikowski involved in the process were explained. Fiduciary responsibility is necessary due to the City's limited financial resources. Mayor Masayko preferred to select between two vendors with similar life-time costs rather than ones with such a large disparity in figures. Mr. Berkich felt that the effort had been made to show the total costs as a change could not be made easily/cheaply once a path is selected. Discussion indicated that there is a \$1.1 million difference in the packages which includes \$400,000 in additional support personnel. Clarification noted the HTE system would not require additional personnel, however, Information Services Director Naylor will request additional personnel during the budget process. The Tiburon system definitely requires additional personnel. Mr. Romesburg felt that HTE will also require additional personnel. Mayor Masayko felt that HTE has systems operating in several major communities which could be observed. The current system does not work well, however, there had not been anything on the record to indicate it is unsafe. Information Services Director Naylor indicated that the Tiburon system will require the same support personnel as the City's current AS 400. The Cad V program may not require additional personnel. The proposal had indicated that new hardware will be required and will be located at the new dispatch center. The hardware included dual equipment in case of an emergency/failure and an upgrade. Both proposals had included maximum costs for hardware.

(2-0218) Discussion ensued between the Board and Sergeant Freer and Trish Lane about the on-site inspections which had been conducted on the Tiburon system. Dispatcher Janice Ratliff described the functions provided by the Tiburon system. She felt that its baseline system was adequate for the City's needs. The system which had been observed was purportedly the system that would be provided. Customization should not be required. The differences between baseline and direct delivery services were described.

Supervisor Bennett felt that the City was at a fork in the road and would be taking a new direction which could impact the services and finances for several years. Messrs. Kulikowski, Naylor, Heath and Berkich had attempted to assist the Board with its due diligence process. It was unfortunate that the process had become so polarized. She suggested starting over and re-evaluating the entire process. Changes occur as time moves forward. Sometimes it occurs with great pain and high costs. What she had repeatedly heard is that the individuals who are most impacted by the new system are advocating this direction. She complimented the advocates on their efforts and pointed out that the current antiquated system contained a huge amount of deferred costs for upgrades/improvements which had not been made over the years. This increases the costs for the new system. She expressed her support for the motion and expressed the hope that the staff would be able to move forward and beyond the bifurcation and polarization which had occurred.

Supervisor Plank recognized the concern with delaying the process for additional research, however, the money saved by such a process would make the delay worthwhile. The baseline system which the team had observed had been a demonstration program. He preferred to have the team observe one which is in operation. He agreed that continued research could not be required as a decision must be made at some point. He also questioned the amount of employee time required to be dedicated to the Tiburon system and whether any time could be dedicated to other systems. Mr. Naylor responded by explaining the current systems which would be maintained and that an additional system may require one-and-a-half people. Tiburon recommended one person with an additional backup person plus one person for each program added. Roseville had added only one position. Placer County had added two positions. Additional personnel is needed as indicated by the "trend" and "past experience". He did

not feel that any time would be available for dedication to other systems. Supervisor Plank then explained his desire to have the team observe the new HTE Cad V system as well as the Tiburon baseline. Ms. Radliff indicated that the new HTE system is not available for observation other than as a demo. She questioned the wisdom of being the first to test such a system. She then described her opinion of the differences between the two systems by providing examples of how each functioned. Public, Firefighter, and Deputy safety issues lead her to believe that the Tiburon system was the only one which should be considered. Additional personnel will be required to support an inadequate system at some time. She questioned the need to pay a large sum of money for another antiquated system.

Supervisor Livermore felt that an adequate amount of time and effort had already been dedicated to studying the systems. He was unsure how much public participation/interest in the research had occurred. City employees should understand the costs and financial impacts indicated. He then cited the State's unfortunate experience with the Genesis program to illustrate the frustrations which could occur when the user's input is overlooked. He appreciated the information provided by Messrs. Heath and Kulikowski particularly as their recommendations had not been popular with those in attendance at this meeting. He felt that the users' comments should be considered. After three years of research, a decision should be made. He supported the Tiburon system due to the users. Supervisor Bennett explained her husband's comments on this subject--"The best way to cause a system to fail is to force it on people who do not want it". For this reason she felt compelled to guarantee that the HTE system would fail. This would make it even more expensive than the Tiburon system.

Mr. Naylor responded to Ms. Ratliff's characterization of the system by describing the programs each system used. With enough monitors, the HTE program can provide the multiple screens and should be able to provide the same amount of information Tiburon purportedly provides. Ms. Ratliff and Mr. Naylor discussed the different features/program capabilities, costs, and dispatch needs. Mr. Naylor maintained his position that the same service levels could be provided by HTE.

Mayor Masayko responded by noting that no-one had seen the Cad V in operation. He suggested that time be taken to observe its operation and that the issue be reconsidered in three weeks. Supervisor Plank supported his suggestion. He was concerned about Cad V's operation in both dispatch and the field. Supervisor Williamson expressed her support for the delay as it would provide time for discussion to occur with Reno on its Tiburon system and the problems it had encountered in attempting to install and operate its new program. She also asked Mr. Romesburg to analyze the amount of upgrades and personnel required for the second year of operation. This will provide justification for the expenditures when asked by the public why other programs/projects are not implemented/undertaken.

Sheriff Banister suggested that a different team be used to conduct this research. Enough time had already elapsed--32 months. He questioned when the research would stop. Mayor Masayko responded by explaining his desire to have a fair evaluation of the Cad V program as it is purportedly equal to the Tiburon program.

(2-0785) Supervisor Bennett suggested that the vendor of choice be pursued as recommended while the team observes a baseline program in operation. As negotiations may take as much as two months, there is adequate time for a study of other programs including Cad V. Ms. Ratliff reiterated her previous comments that the City could not afford to implement an untested, unproven program. Supervisor Bennett felt that this information should be included in the final report. She then explained the purpose of her recommendation. Supervisor Livermore acknowledged the amount of time and effort dedicated to the process to date and pointed out that within two months after the vendor is selected there will be an updated program on the market. The Board should make its decision based on the best information available at the time a decision is made. Today that information indicates that Tiburon should be the vendor of choice as indicated by the users. Supervisor Plank supported Supervisor Bennett's suggestion as long as the negotiation process is not impacted by the inability to make a commitment or the search efforts. Mayor Masayko felt that once the vendor is selected a fair evaluation of other systems would not occur. The three week delay would provide a fair evaluation. Leverage is lost once a vendor of choice is selected. Fire Chief Buckley did not feel that a fair comparison would be provided by the team based on its commitment to the recommendation. He urged the Board to select a new team to conduct the study. Mayor



Masayko felt that this concern could be addressed later.

Supervisor Bennett moved that the Board of Supervisors approve Tiburon as the vendor of choice for the computer aided dispatch, Sheriff's records, jail, Fire records, Sheriff and Fire mobile data systems and direct staff to begin negotiations of a contract for the Computer Aided Dispatch system only for the Board approval and return to the Board of Supervisors with that contract. Justification for the motion had been provided during her comments as well as the need to move forward while respecting the representations which had been provided. She questioned the additional amount of due diligence which should be provided. She then amended her motion to include the funding source as the Construction Projects Dispatch Hardware/Software Account # 330-0000-421.78-03 in the amount of \$755,000, Grants in the amount of \$176,000, for a total of \$932,510. Discussion indicated that if the amount was a not to exceed total, a revision would be requested in the future. Therefore, another amendment was not made. Supervisor Livermore seconded the motion. Deputy Bill Abbott questioned how the Board could not approve the recommended motion due to Ms. Ratliff's comments regarding safety concerns. The liability costs would be more than that indicated for the Tiburon system. The motion as indicated was voted and failed on a 2-3 vote with Supervisors Plank and Williamson and Mayor Masayko voting Naye.

Supervisor Plank moved to delay final selection of the primary vendor for the dispatch system until we have about a three week opportunity--. Following discussion on the next meeting date, Supervisor Plank continued the motion to indicate until January 6 to review the HTE upgraded system, for lack of technical terminology, and that the Board be prepared to make a final selection on January 6, 2000. Supervisor Williamson seconded the motion. Mr. Berkich expressed concerns about staff's ability to meet this timeframe due to the holidays and amount of information required from HTE to fulfill the task. He suggested that the timeframe be extended to the first meeting in February. The motion was not amended as Supervisor Plank felt that the system should be a functioning one and that dispatch systems work 24 hours a day, seven days a week. Supervisor Williamson pointed out the personnel requirements mandated for Y2K during the same timeframe and its impact on the staff's ability to perform the study. Mayor Masayko felt that three weeks should provide adequate time and that the pressure should be on staff to perform and the Board to act. Mr. Berkich acknowledged this need and reiterated the concerns created by the Y2K situation. Staff would make the best effort possible to comply with the Board's decision, however, it should be understood that all of the information may not be ready at that time. Mayor Masayko indicated that he would agendize the matter for action even if action cannot be taken, a status report should be provided. This would allow action to be taken if desired based on that information. Sheriff Banister reiterated previous statements concerning the use of an untried, untested program. He could not afford to allow his staff to be out-of-town or unavailable during the holiday season and the Y2K activities. Other City staff should undertake the study. Sgt. Freer then described his personal investigation of the systems during the 32 month process. New systems take time to test and work out all of the "bugs". He questioned whether the City should be a test for Cad V. It takes two years for the products to be workable. The motion was voted and carried 3-2 with Supervisors Bennett and Livermore voting Naye. Mayor Masayko indicated that the item would be agendized for January 6. Staff is to do an evaluation of the system. If this does not occur, the status would be same on the 6th.

**BREAK:** A lunch recess was declared at 12:55 p.m. The entire Board was present when Mayor Masayko reconvened the meeting at 1:55 p.m., constituting a quorum.

**11. FINANCE DIRECTOR - David Heath - ACTION TO ACCEPT THE CARSON CITY FISCAL YEAR 1998-99 COMPREHENSIVE ANNUAL FINANCIAL REPORT (2-1110) -** Kafoury, Armstrong Representative Randy Kuckenmeister read the unqualified report statement on the Y2K issue and footnote No. 2 on financial statute violations. Justification for the Subconservancy's over-expenditure was provided by Supervisor Bennett. The Subconservancy's audit had pointed out the same problem. Augmentations are made semi-annually in an effort to eliminate such acts. Better accounting procedures will be developed to eliminate them in the future. Mr. Kuckenmeister agreed that such minor over-expenditures occur in the majority of the communities he audits and are considered minor. He then explained the computer enhanced graphs illustrating the City's financial position. (Copies are included in the file.) Discussion noted the impact grants have on the budget; the impact of depreciation on the sewer enterprise funds; and the Medicare issue and its potential impact on the

ambulance fund. Mr. Kuckenmeister then pointed out the single audit act requirements and the auditor's comments, which are contained within the report. Discussion indicated that no policy or procedural changes were implemented as a result of either this year's or last year's reports. The bond certificate of achievement rating process was limned. Mr. Kuckenmeister felt that the City should receive another one based on the report. Supervisor Bennett then asked Mr. Kuckenmeister to audit the revised cost allocation program created by the relocation and consolidation of engineering staff from the water and sewer utilities with the general fund supported activities. The utilities' budgets should not support general fund activities. Mr. Kuckenmeister agreed to verify the tracking program. Mayor Masayko complimented Mr. Heath and his staff on the report. The City had had a clean audit report for several years. He hoped that the City could continue to maintain this record. Mr. Heath also complimented his staff and Kafoury, Armstrong on their professionalism and ability to work together. He then explained the bond rating process and the reasons a better rating may not be obtainable. He also noted that Statutes mandate the final augmentation be made in June. City procedures mandate tracking transactions through August. A process has not been developed which will allow for adjustment in August if an over-expenditure occurs. Mayor Masayko felt that the effort is dedicated to large expenditures and that the community should accept small overages rather than allocate large amounts of funds for small accounts based on the resources. Supervisor Williamson moved to accept the Carson City FY 98-99 Comprehensive Financial Report. Supervisor Livermore seconded the motion. Motion carried 5-0.

**12. REDEVELOPMENT AUTHORITY (2-1680)** - Mayor Masayko then recessed the Board of Supervisors session and passed the gavel to Chairperson Williamson who convened the session as the Redevelopment Authority. For Minutes of the Redevelopment Authority, see its folder. (3-0450) Following adjournment of the Redevelopment Authority, Mayor Masayko reconvened the Board of Supervisors session. The entire Board was present constituting a quorum.

**13. ACTION REGARDING CARSON CITY FARMERS MARKET AT THE PONY EXPRESS PAVILION - REVIEW OF THE 1999 SEASON AND REQUEST FOR FUNDING FOR 2000 FOR THE 2000 FARMERS MARKET SEASON, APPROVAL OF FUNDING FOR ENTERTAINMENT AND CLEAN-UP ONLY IN AN AMOUNT NOT TO EXCEED \$4,320 (3-0452)** - Supervisor Plank moved that the Board of Supervisors approve the Carson City Farmers Market at the Pony Express Pavilion for the year 2000 and the cost of entertainment and clean-up in an amount not to exceed \$2,500. Supervisor Bennett seconded the motion. Motion carried 5-0.

BREAK: An eight minute recess was taken at 4:15 p.m. The entire Board was present when Mayor Masayko reconvened the meeting at 4:23 p.m., constituting a quorum.

**14. DISTRICT ATTORNEY** - Chief Deputy District Attorney Mark Forsberg

**A. ACTION TO APPROVE THE SETTLEMENT AGREEMENT BETWEEN CARSON CITY AND ROBERTA E. CAVE, INC., THE PRESENT OWNER OF ASSESSOR'S PARCEL NUMBER 8-142-01 (3409 AIRPORT ROAD) AND FURTHER DESCRIBED IN RESOLUTION 1998-R-13 WHICH DECLARES THE PUBLIC INTEREST AND NECESSITY IN ACQUIRING THIS PARCEL FOR THE CONSTRUCTION OF GRAVES LANE AND AUTHORIZES THE FILING OF A LAWSUIT TO EXERCISE THE POWER OF EMINENT DOMAIN (3-0465)** - Comments noted the small difference in values and the reasonableness of the settlement. The RTC had supported the agreement. Supervisor Livermore moved to approve the settlement agreement between Carson City and Roberta E. Cave, Inc., the present owner of Assessor's Parcel Number 08-142-01, 3409 Airport Road, and further described in Resolution 1998-R-13 which declares the public interest and necessity in acquiring this parcel for the construction of Graves Lane and authorizes the filing of a lawsuit to exercise the power of eminent domain and accept the final settlement as presented by the District Attorney's office; fiscal impact is \$16,000; funding source is Regional Transportation Commission. Supervisor Bennett seconded the motion. Motion carried 5-0.

**B. ACTION TO RECESS INTO CLOSED SESSION PURSUANT TO NRS 288.220 TO MEET**

**WITH MANAGEMENT REPRESENTATIVES (3-0528)** - Supervisor Plank moved that the Board recess into Closed Session pursuant to NRS 288.220 to meet with management representatives. Supervisor Williamson seconded the motion. Motion carried 5-0. Mayor Masayko then recessed the Open Session.

**C. OPEN SESSION** - Mayor Masayko reconvened the Open Session at 5:10 p.m. The entire Board was present, constituting a quorum.

**D. ACTION TO APPROVE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY AND CARSON CITY SHERIFF'S PROTECTIVE ASSOCIATION** - Mayor Masayko explained the Board's satisfaction with the multi-year contract. It is fair to all parties. A parity study will be conducted. The longevity bonuses were increased. Deputy Kurt Davis supported the contract and expressed his feeling that it will help retain deputies. Supervisor Bennett expressed the Board's appreciation for the day-to-day activities of the Deputies and other personnel at the Sheriff's Office. Her "ride-along" had demonstrated the amount of professionalism and concern exhibited by the officers in spite of the amount of danger routinely faced. Deputy and Association President Thomas Janas felt that it had taken a long time to complete the agreement. The deputies warranted the terms. He hoped that it would curtail/reduce the personnel losses which had been occurring. The parity study should assist with this endeavor and could, hopefully, be completed quicker than the contract had. Supervisor Livermore moved to approve the collective bargaining agreement between the City and the Carson City Sheriff's Protective Association as presented; the total fiscal impact is \$116,300. Following a request for an amendment, Supervisor Livermore amended his motion to include within the fiscal impact "plus two percent COLA". Supervisor Williamson seconded the motion. Mayor Masayko noted that it is a four year agreement which is retroactive to July 1, 1999. The motion was voted and carried 5-0. Mr. Berkich thanked the team who had worked on the negotiating committee. Mayor Masayko congratulated them on their efforts.

There being no other matters for consideration, Supervisor Livermore moved to adjourn. Supervisor Plank seconded the motion. Motion carried unanimously. Mayor Masayko adjourned the meeting at 5:20 p.m.

The Minutes of the December 16, 1999, Carson City Board of Supervisors meeting

ARE SO APPROVED ON\_\_February\_17\_\_,  
2000.

\_\_\_\_\_  
/s/

Ray Masayko, Mayor

ATTEST:

\_\_\_\_\_  
/s/  
Alan Glover, Clerk-Recorder