

CARSON CITY BOARD OF SUPERVISORS

Minutes of the July 7, 2016 Meeting

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A regular meeting of the Carson City Board of Supervisors was scheduled for 8:30 a.m. on Thursday, July 7, 2016 in the Community Center Sierra Room, 851 East William Street, Carson City, Nevada.

PRESENT: Mayor Robert Crowell
Supervisor Karen Abowd, Ward 1
Supervisor Brad Bonkowski, Ward 2
Supervisor Lori Bagwell, Ward 3
Supervisor Jim Shirk, Ward 4

STAFF: Nick Marano, City Manager
Sue Merriwether, Clerk - Recorder
Jason Woodbury, District Attorney
Cheryl Eggert, Deputy Clerk
Kathleen King, Chief Deputy Clerk

NOTE: A recording of these proceedings, the Board's agenda materials, and any written comments or documentation provided to the Clerk, during the meeting, are part of the public record. These materials are available for review, in the Recording Secretaries Division of the Carson City Clerk's Office, during regular business hours.

1 - 4. CALL TO ORDER, ROLL CALL, INVOCATION, AND PLEDGE OF ALLEGIANCE (8:31:07) - Mayor Crowell called the meeting to order at 8:31 a.m. Ms. Merriwether called the roll; a quorum was present. Retired United Methodist Church Pastor Bill McCord provided the invocation. At Mayor Crowell's request, Lee Harder led the pledge of allegiance.

5. PUBLIC COMMENT (8:33:22) - Mayor Crowell entertained public comment. (8:33:38) A female speaker advised that she would provide comment anonymously due to "retaliation." She recapitulated public comment provided during a previous Board of Supervisors meeting regarding "child abuse evidence that's being destroyed by the courts ... that are staffed by Carson City employees." She advised of having discussed the matter with Mr. Marano, who "required that, in order for us to file a claim with the City, ... we have to give the names of the children." She advised that the children's names will not be provided. She further advised "this is a statewide problem. Justice Courts throughout the state are destroying child abuse evidence. One consolidated community just settled five of the children's court cases for ... \$14 million, plus attorneys costs and fees. So this is proving very expensive to consolidated municipalities such as Carson City." She advised that Court Administrator Maxine Cortes "has confirmed that she is destroying our children's abuse evidence, photographs, medical records, police reports ..." She suggested a "misunderstanding," and advised of having spoken with Sheriff Furlong who "agrees that what happens in the courts in a civil case, when these children go and sue their abusers for ... medical needs that they may have, whatever needs that they may have throughout their lifetime, those court case files are separate from police files. Police files are about the event and the perpetrator. The civil court case files are about the injuries to the child and one may be a subset of another, but they are two separate files. So we do hope the City will take this seriously. Destroying child abuse evidence is illegal. Tampering with any evidence is illegal [under] several statutes, but mostly ... NRS 11.250." She advised of having spoken with Mr. Woodbury who advised that "he will be protecting Maxine Cortes in the legal causes of action that will be following."

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(8:36:46) Gil Yanuck commended Mr. Marano's efforts to improve internet access for commercial and manufacturing companies in the north / northeast portion of Carson City. Mr. Yanuck discussed concerns with insufficient phone and internet access in the area of Lakeview Estates, and suggested considering a better solution for when the current franchise agreement expires. He requested a future agenda item to discuss "the state of internet service to ... the residential sector." Mayor Crowell explained the franchises are through the State. "In that sense, ... we don't have the franchise leverage that you'd have over ... the waste management company or landfill ..."

(8:45:14) Sam Flakus introduced himself, for the record, as a local machinist. He referenced a 1991 ordinance passed "in response to a project that was being put on by the Rotary Club. They wanted to bring the railroad into downtown." Mr. Flakus provided background information on a previous plan to extend the Railroad Museum to Curry Street, Stewart Street, and Washington Street. "... there were a number of citizens who, for various reasons, were upset enough by the project that they put together a petition and presented it to the City and the City was forced to put in an ordinance that prohibited the use of streets for street-level railroad tracks for streetcars or steam locomotives or anything without a vote of a ... Citywide ballot measure. The same year that ... was put into the books ... was the same year that the engine house was destroyed." Mr. Flakus expressed concern over the "cultural influence we have here in this City where we were okay with the status quo of having a car centric city." He noted the current trend toward more pedestrian and bicycle friendly transportation, and commended the downtown project. He suggested also considering the "big picture. What are our transportation needs going to require in the future? We are a suburb of Silicon Valley now. ... we're not just a retirement community. We have a big manufacturing sector ... but we also have our cultural and historical assets that need to be tapped into. And we can do that all at the same time if we remove this ordinance that makes it difficult for any of those smart decisions to be made. We don't have to put it on the ballot to build a freeway. The State just goes and does it. But we need to clear the red tape for any of these solutions, any of these transportation solutions to happen. The V&T Railway reconstruction, between East Gate Depot and Virginia City is a failing business model. We built half of a house and now we're expecting renters. ... it needs to be finished all the way and people are reluctant to do that. It was about \$40 million ... to build half of a railroad that took only one year and \$500,000 to do the first time. And now it's been 20 to get only half of it done. But I think that we still need to consider those options because it is a viable transportation solution where ... modern, electric light rail can co-exist with steam locomotives pulling wooden coaches and I think that it would be special for tourism and ... it would be a huge cultural landmark and it would really put us on the map while providing for our infrastructural needs." Mayor Crowell advised that the referenced ordinance would be reviewed, and expressed appreciation for Mr. Flakus' comments.

(8:50:41) Craig Davis introduced himself as a resident of Carson City for "over thirty years," and expressed appreciation for the community's quality of life. He discussed concerns over "future water," the number of building permits issued each year, and water rates. In response to a comment, Mayor Crowell and Mr. Marano provided clarification relative to the Schulz Ranch development. Mayor Crowell suggested that Mr. Davis schedule a meeting with Public Works Department staff. He advised Mr. Davis that the City has sufficient water rights for the build out of Carson City; that the build out number is fairly well known; and that the City has a Growth Management Ordinance, in place since 1979, that has a leveling effect on build out as the limit is approached. He assured Mr. Davis that there is no intent to increase water rates "because of a five-year plan to upgrade the water system that we would have to do to meet the provisions of the Safe Drinking Water Act ...". Mayor Crowell offered to meet with Mr. Davis, together with Public Works Department staff. Following discussion, Mayor Crowell explained periodic requests for voluntary

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reductions in water use during summer months. Mayor Crowell entertained additional public comment; however, none was forthcoming.

6. POSSIBLE ACTION ON APPROVAL OF MINUTES - June 2, 2016 (9:00:44) - Mayor Crowell introduced this item. Supervisor Bonkowski moved to approve the minutes, as presented. Supervisor Bagwell seconded the motion. Motion carried 5-0.

7. POSSIBLE ACTION ON ADOPTION OF AGENDA (9:01:02) - Mayor Crowell entertained modifications to the agenda. Mr. Marano advised that item 29(B) may need to be deferred to later in the meeting. Mayor Crowell entertained additional modifications to the agenda and, when none were forthcoming, deemed the agenda adopted, as published. (1:07:07) Mayor Crowell modified the agenda to address items 33(A) and (B) prior to item 30(E) following the lunch break.

8. SPECIAL PRESENTATIONS - RECOGNITION OF MUSCLE POWERED FOR RECEIVING THE NATIONAL AWARD BY THE COALITION FOR RECREATIONAL TRAILS FOR ITS ASH TO KINGS CANYON TRAIL IN THE COMMUNITY LINKAGE CATEGORY; THIS AWARD RECOGNIZES OUR TRAIL AS "PROVIDING AND / OR ENHANCING OPPORTUNITIES FOR TRAIL-BASED RECREATION AND TRANSPORTATION WITHIN OR NEAR LOCAL COMMUNITIES" (9:01:42) - Mayor Crowell introduced this item. Muscle Powered President Kelly Clark introduced Vice President Chas Macquarie, former President Donna Inversin, and Lee Harder. Ms. Clark read a prepared statement into the record, related anecdotal information, and presented the award to Mayor Crowell and the Board of Supervisors.

(9:07:27) Parks and Recreation Department Director Jennifer Budge thanked Muscle Powered and encouraged citizen participation. She noted the international recognition of the recreational trails in Carson City, and expressed appreciation for Muscle Powered's partnership with the City. Mayor Crowell entertained additional comments; however, none were forthcoming.

9. RECESS BOARD OF SUPERVISORS (9:08:33) - Mayor Crowell recessed the Board of Supervisors meeting at 9:08 a.m.

LIQUOR AND ENTERTAINMENT BOARD

10. CALL TO ORDER AND ROLL CALL (9:08:38) - Chairperson Crowell called the Liquor and Entertainment Board meeting to order at 9:08 a.m. A quorum of the Liquor and Entertainment Board was present, including Member Ken Furlong.

11. PUBLIC COMMENT (9:08:42) - Chairperson Crowell entertained public comment; however, none was forthcoming.

12. POSSIBLE ACTION ON APPROVAL OF MINUTES - June 2, 2016 (9:08:51) - Chairperson Crowell introduced this item. Member Bonkowski moved to approve the minutes, as presented. Member Bagwell seconded the motion. Motion carried 6-0.

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13. COMMUNITY DEVELOPMENT DEPARTMENT, BUSINESS LICENSE DIVISION - POSSIBLE ACTION TO APPROVE DOUGLAS YOUNG, AS THE LIQUOR MANAGER FOR SHOE TREE BREWING, LLC, DBA SHOE TREE BREWING COMPANY, LIQUOR LICENSE NUMBER 17-31749, LOCATED AT 1496 OLD HOT SPRINGS ROAD (9:09:15) - Chairperson Crowell introduced this item. Senior Permit Technician Lena Reseck reviewed the agenda materials, noting staff's recommendation of approval. (9:09:50) Douglas Young introduced himself for the record and, at Chairperson Crowell's request, provided background information on his experience and reviewed plans for his business. In response to a question, he anticipates opening in mid-September.

Chairperson Crowell entertained additional questions or comments and, when none were forthcoming, a motion. **Member Abowd moved to approve Douglas Young, as the liquor manager for Shoe Tree Brewing, LLC dba Shoe Tree Brewing Company, liquor license number 17-31749, located at 1496 Old Hot Springs Road, subject to the following conditions: (1) that the applicant assure that the applicant and all employees serving alcohol must complete a server training course acceptable to the Sheriff's Office, within 120 days, pursuant to CCMC 4.13.060; and (2) a pre-operational inspection is conducted prior to opening. Member Bonkowski seconded the motion.** Chairperson Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [6 - 0]
MOVER:	Member Karen Abowd
SECOND:	Member Brad Bonkowski
AYES:	Members Abowd, Bonkowski, Bagwell, Furlong, Shirk, and Chair Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

Mr. Young acknowledged understanding of the conditions of approval.

14. PUBLIC COMMENT (9:14:24) - Chairperson Crowell entertained public comment; however, none was forthcoming.

15. ACTION TO ADJOURN LIQUOR AND ENTERTAINMENT BOARD MEETING (9:14:34) - Chairperson Crowell adjourned the meeting at 9:14 a.m., and passed the gavel to Redevelopment Authority Chair Karen Abowd.

ORDINANCES, RESOLUTIONS, AND OTHER ITEMS

REDEVELOPMENT AUTHORITY

16. CALL TO ORDER AND ROLL CALL (9:14:43) - Chairperson Abowd called the Redevelopment Authority meeting to order at 9:14 a.m., noting the presence of a quorum.

17. PUBLIC COMMENT (9:14:56) - Chairperson Abowd entertained public comment; however, none was forthcoming.

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18. POSSIBLE ACTION ON APPROVAL OF MINUTES - May 19, 2016 and June 2, 2016 (9:15:11) - Chairperson Abowd introduced this item, and entertained a motion. **Member Bonkowski moved to approve the minutes, as presented. Member Shirk seconded the motion. Motion carried 5-0.**

19. CITY MANAGER - POSSIBLE ACTION TO RECOMMEND TO THE BOARD OF SUPERVISORS APPROVAL OF THE FIRST AMENDMENT TO THE THIRD AMENDED AND RESTATED COMMITMENT AGREEMENT FOR CONTINUING BUSINESS OPERATION, BETWEEN CARSON CITY AND RICHARD CAMPAGNI (9:15:33) - Chairperson Abowd introduced this item. Mr. Marano reviewed the late materials which had been distributed prior to the start of the meeting, provided background information on this item, and reviewed the staff report.

(9:18:36) Chairperson Abowd invited Mr. Campagni to the meeting table. Mr. Campagni reviewed details of the history of his business in Carson City, and introduced a video presentation. Chairperson Abowd commended the video presentation, noting the importance of community partnership.

In response to a question, Mr. Marano explained that the incentive would be paid through the Redevelopment Authority. He clarified, "those dollars could either be redevelopment dollars or ... general fund dollars. ... currently, the Redevelopment Authority is reimbursing the general fund about \$480,000 for the Hohl Agreement. That will end, so there will be additional redevelopment dollars available in the near future." Mr. Marano advised of having "freed up about \$200,000 in redevelopment money by moving salaries that should be in the general fund back into the general fund. ... We also terminated a lot of the agreements we had with the BRIC so we were able to free up additional dollars. So, it's a good policy-level question as to whether you want that to be general fund dollars or whether you want it to be redevelopment dollars."

In response to a question, Chief Financial Officer Nancy Paulson advised that the Hohl Agreement will be paid off in FY 2018. In further response to a previous question, Mr. Marano explained that "at the end of calendar year 2016, if the Board approves this item, the City will deem the Campagni Auto Group as having fulfilled the requirements of the promissory note. So what that means is, throughout all of calendar year 2017, we're going to monitor ... their monthly sales numbers ... At the end of 2017, when we get the final numbers from [the Department of] Taxation, the CFO will then calculate what the ten percent would be, in terms of providing an incentive back to the Campagni Auto Group. At today's dollars, as Mr. Campagni said, he generated about \$1.7 million in revenue to the City. So, if we were going to use the 2015 number, that would be \$170,000 in terms of an incentive. That would be paid somewhere in January 2018 ... depending on when we get those final numbers from [the Department of] Taxation. So, ... we'd go through 2017 and then, when we get the final numbers, we would then calculate based on that calendar year, what the incentive would be."

Supervisor Bagwell questioned the necessity of the proposed amendment. Mr. Marano reviewed the history of the agreement. "... it started in 2005, we went through a pretty tough spot in terms of the recession. But, post-recession, the sales numbers from the Campagni Auto Group and, therefore, the ... tax revenue to the City has increased substantially. From 2014 to 2015, we went from \$1.49 million to \$1.7 million in revenue that the City collected from the Campagni Auto Group. That number is going to continue to grow. I've looked at some of the monthly numbers already in 2016 so I think we're going to see good growth in the revenue from the Campagni Auto Group. He's made a commitment to stay in Carson City. I believe

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they employ about 200 employees; many of them make significantly more than median wage here in Carson City. The commitment to the redevelopment area, in terms of improving the overall look not just of his Ford store, but I think it improves the overall look of the redevelopment area; that drives additional traffic, not just to the Ford store, which is really what we're talking about. That's the nexus to this agreement is the \$1.8 to \$2 million or so that he's putting into his Ford store and looking for a partnership and incentive from the City in terms of providing a return on investment, not only for him but for us. ... To be able to have a reliable partner to the City, someone who's interested in improving the entire redevelopment area; it'll drive additional traffic, not only to the Ford store, but also to the competitors. ... people tend to comparison shop when they're going to spend \$35,000 to \$50,000 on a new vehicle. So, we would expect to see continued growth on an annual basis in the Campagni Auto Group's top line numbers, total sales as well as taxable revenue to the City. We'll see an improvement in the redevelopment area itself. We've got an item later where we're going to talk about South Carson Street. I think those car dealers are the retail anchor for Carson City. As the freeway gets completed, I'm very concerned because our retail center of gravity is South Carson Street. Those car dealers are the anchor that drive the traffic down there. And, as the freeway is completed and we're looking at South Carson Street potentially going from 45,000 cars a day to under 25,000 cars a day, being able to have showplace retail establishments, that's going to create that destination that people are going to drive to, and as they go there, they're also going to go to Buffalo Wild Wings or Burlington Coat Factory or whatever. So, I think it's an important part of maintaining the health of the redevelopment area.”

Supervisor Bagwell discussed concern over “be[ing] fair to every other business in Carson City that is also a good partner and is also generating sales tax.” Mr. Marano offered to provide the Redevelopment Authority incentive policy to Supervisor Bagwell. He explained, “the incentive agreement to rebate sales tax is not unprecedented. We do it for other retail establishments within the redevelopment area. And, again, ... those are much less beneficial to the City in terms of revenue. New car sales, building materials, ... if there are a couple of areas that I would focus on in order to drive additional revenue, they'd be the two that I would start with because they provide, together on a monthly basis it varies, ... somewhere close to about 50 percent of our sales tax revenue from just those two major categories. ... so, to be able to provide a tax rebate where there's no additional money coming out of the taxpayers' pocket, but it's just based off of the revenue that the City receives is ... a good deal because we're not bonding for it, we're not committing ... future revenue. We're going to rebate a portion of the revenue, in partnership, that the City takes in. ... again, it's not without precedent. There are three or four other retail establishments, which generate significantly less revenue, that we have these type of agreements. This ten percent rebate is already in the agreement. Whether this amendment gets approved or not today, somewhere in 2018, we're going to start paying the Campagni Auto Group a ten percent incentive.

“The question before the Board ... is the partnership with the Campagni Auto Group and is the improvement to the redevelopment area worth the incentive of about \$170,000 a year for a year and a half, maybe two years? ... again, the total investment he's putting into the Ford store is about \$1.8 to \$2 million to use Mr. Campagni's number. So, is \$368,000 ... a reasonable partnership based on the sales and the revenue that Campagni Auto Group generates?”

Chairperson Abowd suggested considering the proposal as “a façade improvement program and a reasonable business negotiation to get there. ... it works, in a business sense. It's a great partner in the community, not that other businesses aren't, but it's a scale of negotiation that needed to be created for a

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larger operation. ... in terms of redevelopment, it fits what we're going to forward on in our façade improvement program.” Discussion followed.

Supervisor Shirk commended Mr. Campagni on his community partnership, but suggested “that's not what we're here today to discuss. We have a lot of people do a lot of good things in Carson City.” Supervisor Shirk expressed the opinion that Mr. Campagni expanded his business “for his business ... to bring more business there. To come back and say, 'I did this and it meets the criteria of the redevelopment areas' now, ... is ... the wrong approach. He should've came here first ...” Supervisor Shirk expressed confusion over “the dollar amount ... difference. Who gains, who loses?” He expressed confusion over “the benefit of signing this today ... What is the dollar amount difference? I see no logical explanation to say yes to this.”

Mr. Marano suggested considering “a reasonable growth rate of under ten percent. So, if the Campagni Auto Group is growing, on an annual basis, ... their total sales and the total revenue to the City, by the time we pay the incentive, somewhere in January of 2018, in terms of the additional revenue from the additional sales, it'll be close to a wash. It's all a projection at this point so I don't know. ... we could ask Mr. Campagni to talk about his sales to date and we can then extrapolate what it might be on December 31st and try to come up with a better forecast number. But the total impact to the City, in terms of paying the incentive on current year numbers, is about \$170,000 a year. The question is does the Campagni Auto Group grow their sales, are they ... paying for that incentive or not. Come 2018, regardless of what this Board does today, we're going to start paying the incentive regardless. So, again, ... are the improvements that the Campagni Auto Group has made to the Ford store, in terms of increasing traffic, improving the overall look of the redevelopment area, that's really the ... nexus ..., worth the incentive per year for a year and a half or for a two-year period.” Mr. Marano, Ms. Paulson, and Community Development Director Lee Plemel responded to questions of clarification, and extensive discussion ensued.

Chairperson Abowd entertained additional Redevelopment Authority member discussion and, when none was forthcoming, public comment. (10:14:31) Mayoral Candidate Chris Carver reviewed what he considered to be “several fundamental flaws with this document.” He expressed the opinion there is “no rationale ... why we should amend that agreement now for it to provide additional profit to Mr. Campagni. ... We're setting a bad precedent ... If we are going to provide incentives to car dealers, then we need to have crystal clear policy on what it is that the City, our citizens, are willing to do for every dealership that may want to come here.”

Chairperson Abowd entertained additional public comment and, when none was forthcoming, a motion. **Member Crowell moved to recommend to the Board of Supervisors approval of the First Amendment to the Third Amended and Restated Commitment Agreement for Continuing Business Operation, between Carson City and Richard Campagni.** Member Crowell commented, “this is an existing agreement that we have and have had for a long period of time with this entity. It's a valuable counterparty to an agreement. ... it's extremely important to have the commitment that they're going to remain in this location because I've seen what happens when large companies move and there was a threat, when I first became Mayor, for large companies to move. ... the commitment to stay is an important element of this and ... there is a distinction because this is an existing agreement ...” **Member Bonkowski seconded the motion.** Chairperson Abowd entertained discussion on the motion. In response to a question, Member Bonkowski requested Mr. Marano to designate “where the money's going to come from. Secondly, ... we need to have a clear and concise policy on incentives.” Member Bonkowski concurred with Member Crowell's comments “that citizens are getting something back on this deal. They get a

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commitment from the number one sales tax producer in Carson City to continue doing business in Carson City for an additional five years. So ... we have to decide where this money is coming from. That's not part of this item so it needs to come back to us ... at the next meeting.” Supervisor Bagwell expressed concern over taking action without having identified a “payment source.” Supervisor Shirk commended the Campagni Auto Group on being the number one sales tax producer in Carson City. He discussed concerns over amending the agreement, and expressed opposition to taking action without having identified the funding source. Member Crowell pointed out that the “funding source has not been an issue since this was started ...” Following a brief discussion, Member Bonkowski clarified, “Our decision is not where the money's coming from. It's are we going to pull it from redevelopment or ... from the general fund? That's the question; that's what we need to clarify. The money is there ... We're collecting the sales tax; we're going to rebate a portion of it. We just have to decide which account it's going to come from.” Member Bagwell pointed out that a two-thirds majority vote would be required if the rebate is allocated from the redevelopment revolving fund. She felt “boxed in ... that if I don't vote for this and I don't want it to come out of the general fund ..., then am I forced to vote yes when it comes to redevelopment funding? I just feel boxed in and that we're not doing the right thing by discussing the funding sources. And I don't like votes that force future boards to have to make decisions and we should ... do what's right here, right now ...” Chairperson Abowd entertained additional discussion and, when none was forthcoming, called for a vote on the pending motion.

RESULT:	Approved [3 - 2]
MOVER:	Member Robert Crowell
SECOND:	Member Brad Bonkowski
AYES:	Members Crowell, Bonkowski and Chair Abowd
NAYS:	Member Bagwell, Vice Chair Shirk
ABSENT:	None
ABSTAIN:	None

20. PUBLIC COMMENT (10:23:51) - Chairperson Abowd entertained public comment; however, none was forthcoming.

21. ACTION TO ADJOURN REDEVELOPMENT AUTHORITY MEETING (10:23:56) - Chairperson Abowd adjourned the Redevelopment Authority meeting at 10:23 a.m.

22. RECONVENE BOARD OF SUPERVISORS MEETING (10:31:48) - Mayor Crowell reconvened the Board of Supervisors meeting at 10:31 a.m.

23. CITY MANAGER - POSSIBLE ACTION TO APPROVE THE FIRST AMENDMENT TO THE THIRD AMENDED AND RESTATED COMMITMENT AGREEMENT FOR CONTINUING BUSINESS OPERATION, BETWEEN CARSON CITY AND RICHARD CAMPAGNI (10:31:55) - Mayor Crowell introduced this item as correlative to item 19, and advised that all previous comments, discussion, and testimony would be incorporated into the record at this point. Mayor Crowell entertained public comment and, when none was forthcoming, Board member comments. When no further comment was forthcoming, Mayor Crowell entertained a motion. **Supervisor Abowd moved to approve the First Amendment to the Third Amended and Restated Commitment Agreement for Continuing Business**

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Operation, between Carson City and Richard Campagni. Supervisor Bonkowski seconded the motion. Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [3 - 2]
MOVER:	Supervisor Karen Abowd
SECOND:	Supervisor Brad Bonkowski
AYES:	Supervisors Abowd, Bonkowski, and Mayor Crowell
NAYS:	Supervisors Bagwell, Shirk
ABSENT:	None
ABSTAIN:	None

24. FIRE DEPARTMENT - POSSIBLE ACTION TO ADOPT BILL NO. 109, ON SECOND READING, AN ORDINANCE AMENDING THE CARSON CITY MUNICIPAL CODE, TITLE 14, CHAPTER 14.02, IN ORDER TO MAKE IT CONSISTENT WITH NAC 477 (10:33:08) - Mayor Crowell introduced this item and, in response to a question, Fire Prevention Captain Dave Ruben advised of having received no comments on the proposed bill since introduction, on first reading. Mayor Crowell entertained Board member questions or comments and public comments. When no questions or comments were forthcoming, Mayor Crowell entertained a motion. **Supervisor Bonkowski moved to adopt Bill No. 109, on second reading, Ordinance No. 2016-10, an ordinance amending the Carson City Municipal Code, Title 14, Chapter 14.02, in order to make it consistent with NAC 477. Supervisor Abowd seconded the motion.** Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Brad Bonkowski
SECOND:	Supervisor Karen Abowd
AYES:	Supervisors Bonkowski, Abowd, Bagwell, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

25. PURCHASING AND CONTRACTS - POSSIBLE ACTION TO APPROVE AMENDMENT NO. 1 TO CONTRACT NO. 1415-150, INMATE TELEPHONE SERVICES AGREEMENT, WITH ICSOLUTIONS TO CHANGE THE VARIOUS CALLING RATES AND REDUCE THE COMMISSION RATE TO 45.1 PERCENT AS A RESULT OF THE FEDERAL COMMUNICATIONS COMMISSION IMPLEMENTING CHANGES (10:33:59) - Mayor Crowell introduced this item, and Purchasing and Contracts Administrator Laura Tadman reviewed the agenda materials. Sheriff Ken Furlong and Sheriff's Office Business Manager Kathie Heath responded to questions of clarification.

Mayor Crowell entertained additional Board member questions or comments, and public comments. When no further questions or comments were forthcoming, Mayor Crowell entertained a motion. **Supervisor Bagwell moved to approve Amendment No. 1 to Contract No. 1415-150, Inmate Telephone Services Agreement, with ICSolutions, to change the various calling rates and reduce the commission rate to**

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45.1 percent. Supervisor Shirk seconded the motion. Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Lori Bagwell
SECOND:	Supervisor Jim Shirk
AYES:	Supervisors Bagwell, Shirk, Abowd, Bonkowski, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

26. HEALTH AND HUMAN SERVICES DEPARTMENT - POSSIBLE ACTION TO APPROVE CARSON CITY HEALTH AND HUMAN SERVICES APPLYING FOR FEDERAL TRANSPORTATION ALTERNATIVES / STP SET-ASIDE FUNDING, THROUGH THE NEVADA DEPARTMENT OF TRANSPORTATION, IN AN AMOUNT NOT TO EXCEED \$250,000 ANNUALLY, FOR THE PERIOD LASTING OCTOBER 1, 2016 TO SEPTEMBER 30, 2019, TO CONTINUE AND EXPAND THE WESTERN NEVADA SAFE ROUTES TO SCHOOL PROGRAM (10:39:47) - Mayor Crowell introduced this item, and Health and Human Services Department Director Nicki Aaker reviewed the staff report. Western Nevada Safe Routes to School Program Coordinator Cortney Bloomer reviewed the purpose for the grant funding, and responded to questions of clarification.

Mayor Crowell entertained public comment. (10:42:50) Donna Inversin, representing Muscle Powered, expressed the opinion that the Safe Routes to School Program is one of the “most important ... in our community. It increases the health of our children. It increases the community aspect. The more times that kids are out of a car, walking to school or biking to school, the more we have a community instead of these isolated ... cars dropping off kids. And the more parents are driving kids to the schools increases the risks to the kids that aren't driving. And the fewer cars we have around the schools, the safer it gets; the more kids walk, the more kids bike, it just becomes a really positive effect.”

(10:43:50) Mayoral Candidate Chris Carver requested the Board to direct that a Safe Routes to School presentation be provided to the Growth Management and Planning Commissions. He acknowledged support for approval of the subject grant application. He expressed the opinion that “it's very important that we work in concert with the three entities, this one and the two others, to develop a holistic program and approach to implementing traffic processes for across the City.”

In response to a question, Ms. Bloomer reviewed the premise and primary activities of the Safe Routes to School Program. Transportation Manager Patrick Pittenger advised that Sheriff's Office, Public Works Department, and other City staff worked together with Ms. Bloomer to prepare the grant application. Ms. Bloomer and Mr. Pittenger responded to additional questions of clarification.

Mayor Crowell entertained additional Board member questions or comments and, when none were forthcoming, public comment. When no public comment was forthcoming, Mayor Crowell entertained a motion. **Supervisor Abowd moved to approve Carson City Health and Human Services Department applying for Federal Transportation Alternatives / STP Set-Aside funding, through the Nevada Department of Transportation, in an amount not to exceed \$250,000 annually, for the period lasting October 1, 2016 to September 30, 2019, to continue and expand the Western Nevada Safe Routes to**

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School Program. Supervisor Bonkowski seconded the motion. Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Karen Abowd
SECOND:	Supervisor Brad Bonkowski
AYES:	Supervisors Abowd, Bonkowski, Bagwell, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

27. PARKS AND RECREATION DEPARTMENT - POSSIBLE ACTION TO APPROVE A USE AGREEMENT, BETWEEN CARSON CITY AND THE CARSON CITY RAILROAD ASSOCIATION, AND TO AUTHORIZE MAYOR ROBERT L. CROWELL TO SIGN THE AGREEMENT ON BEHALF OF CARSON CITY (10:55:12) - Mayor Crowell introduced this item. Parks and Recreation Department Director Jennifer Budge introduced Carson City Railroad Association President John McLelland, and reviewed the agenda materials. In response to a question, Ms. Budge advised that the Carson City Railroad Association has a \$2 million insurance policy, approved through the City's Risk Management Division. Mr. Woodbury advised of an indemnification provision in the contract. In response to a question, Mr. McLelland provided an overview of the Mills Park railroad operation. Ms. Budge responded to questions of clarification regarding various provisions outlined in the contract.

Mayor Crowell entertained additional questions or comments of the Board and, when none were forthcoming, of the public. When no additional questions or comments were forthcoming, Mayor Crowell entertained a motion. **Supervisor Bonkowski moved to approve a Use Agreement, between Carson City and the Carson City Railroad Association, and to authorize Mayor Robert L. Crowell to sign the agreement on behalf of Carson City. Supervisor Abowd seconded the motion.** Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Brad Bonkowski
SECOND:	Supervisor Karen Abowd
AYES:	Supervisors Bonkowski, Abowd, Bagwell, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

28. FINANCE DEPARTMENT

28(A) POSSIBLE ACTION TO ACCEPT THE REPORT ON THE CONDITION OF EACH FUND IN THE TREASURY AND THE STATEMENTS OF RECEIPTS AND EXPENDITURES, THROUGH JUNE 22, 2016, PURSUANT TO NRS 251.030 AND NRS 354.290 (11:02:49) - Mayor Crowell introduced this item, and entertained questions or comments of the Board and of the public. When no questions or comments were forthcoming, Mayor Crowell entertained a motion. **Supervisor Bagwell moved to accept the report on the condition of each fund in the treasury, and the statements of receipts and expenditures, through June 22, 2016, pursuant to NRS 251.030 and NRS 354.290.**

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Supervisor Abowd seconded the motion. Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Lori Bagwell
SECOND:	Supervisor Karen Abowd
AYES:	Supervisors Bagwell, Abowd, Bonkowski, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

28(B) POSSIBLE ACTION TO ADOPT A RESOLUTION TO LEVY THE CARSON CITY FISCAL YEAR 2016 - 17 AD VALOREM TAX RATES, AS CERTIFIED BY THE NEVADA TAX COMMISSION (11:03:57) - Mayor Crowell introduced this item, and Chief Financial Officer Nancy Paulson reviewed the agenda materials. Mayor Crowell entertained Board member questions or comments and public comments. When no questions or comments were forthcoming, Mayor Crowell entertained a motion. **Supervisor Bonkowski moved to adopt Resolution No. 2016-R-19, a resolution to levy Carson City Fiscal Year 2016 - 17 tax rates, as certified by the Nevada Tax Commission. Supervisor Bagwell seconded the motion.** Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Brad Bonkowski
SECOND:	Supervisor Lori Bagwell
AYES:	Supervisors Bonkowski, Bagwell, Abowd, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

29. PUBLIC WORKS DEPARTMENT

29(A) POSSIBLE ACTION TO ACCEPT THE RECOMMENDATION FROM THE PARKS AND RECREATION COMMISSION TO PURSUE A LAND EXCHANGE WITH MR. MICHAEL FAGEN FOR 20 ACRES OF LAND HE OWNS ON U.S. HIGHWAY 50 NEAR THE CLEAR CREEK INTERCHANGE, APN 007-051-81, FOR 0.81 ACRES OF VACANT PARK PROPERTY LOCATED BETWEEN KARIN DRIVE AND SUNLAND COURT, APN 002-373-07, WITH THE CONDITION THAT COSTS TOWARDS ACQUISITION DO NOT EXCEED 20 PERCENT OF THE ESTIMATED VALUE OF THE PARK PROPERTY (11:05:02) - Mayor Crowell introduced this item. Real Property Manager Stephanie Hicks introduced Open Space Administrator Ann Bollinger, and provided an overview of this item. Ms. Bollinger reviewed the staff report, in conjunction with displayed slides, and responded to questions of clarification.

Mayor Crowell entertained public comment. (11:14:25) Donna Inversin, representing Muscle Powered, disclosed that she serves as a member of the Open Space Advisory Committee. She discussed the importance of “saving this parcel,” in consideration of trail connectivity. She encouraged the Board to “work hard to acquire this piece of property.”

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Mayor Crowell entertained additional public comment and, when none was forthcoming, a motion. **Supervisor Abowd moved to accept the recommendation from the Parks and Recreation Commission to pursue a land exchange with Mr. Michael Fagen, for 20 acres of land he owns on U.S. Highway 50, near the Clear Creek Interchange, APN 007-051-81, for 0.81 acres of vacant park property, located between Karin Drive and Sunland Court, APN 002-373-07, with the condition that costs towards acquisition do not exceed 20 percent of the estimated value of the park property. Supervisor Bagwell seconded the motion.** Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Karen Abowd
SECOND:	Supervisor Lori Bagwell
AYES:	Supervisors Abowd, Bagwell, Bonkowski, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

29(B) POSSIBLE ACTION TO APPROVE AMENDMENT NO. 4 OF THE CARSON CITY FREEWAY AGREEMENT, WITH THE STATE OF NEVADA DEPARTMENT OF TRANSPORTATION; THIS AMENDMENT WILL SPECIFY WHEN THE STATE-OWNED PORTIONS OF SOUTH CARSON STREET AND SNYDER AVENUE WILL TRANSFER TO THE CITY, WHEN THE REMAINING PAYMENTS TO THE STATE WILL RESUME IN THE FUTURE, AND PROVIDE FOR A TRANSFER OF FUNDS FROM THE STATE TO THE CITY IN LIEU OF A PREVIOUSLY AGREED UPON PAVEMENT IMPROVEMENT PROJECT ON SOUTH CARSON STREET (11:17:30) - Transportation Manager Patrick Pittenger introduced and provided an overview of this item, and introduced NDOT Assistant Director of Engineering John Terry. In conjunction with displayed slides, Mr. Pittenger reviewed the provisions of the proposed amendment, copies of which were included in the agenda materials. In response to a question, Mr. Pittenger advised of being “very comfortable with the figure related to the cost of the project that they had designed. They ... went to at least 90 percent design on that project. They were fully prepared to comply with the obligations of the current agreement, which was to construct that project. And, to prove it, they went through and past 90 percent design on that and they have a wonderful staff of lots of different types of engineers; whether it was looking at the ADA issues out there with the sidewalks or at ... the structural integrity of the pavement out there. So we're very confident.”

In response to a question, Mr. Pittenger advised that the design process will have “extensive input. ... But even before we do that extensive input process that you have at the design level, we would have that conceptual corridor study which is certainly not as expensive or intense, but there will absolutely be public involvement at that. We have a scope of work we put together with a potential consultant and ... we'd have multiple opportunities for public meetings, both early on and later on in the process, even at the conceptual level, in addition to the fact that ... we're always available. But we would have actual, proactive ... go out there and seek input.” In response to a comment, Mr. Pittenger advised that if the amendment is approved at this meeting, “we would be undertaking that this fall ... because we do realize that while ... the deadline to have something under construction by 2019 seems like it's a ways off, we ... realize the need to get the ball rolling.”

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Mr. Pittenger and Public Works Department Director Darren Schulz responded to additional questions of clarification regarding invoiced costs, possible disposition of excess right-of-way / frontage, and the complete streets project requirement. (11:40:15) Mr. Terry provided additional clarification of the complete streets project requirement. He responded to questions regarding the funding source and specific allocation of the funding. In response to a further question, Mr. Pittenger clarified, "We are not saying the \$5 million is enough to make improvements. We are saying that we agree with NDOT that the money they budgeted was enough to do the paving and the sidewalks. And the only way we can do those other elements is if we have additional funds. And, as I indicated in the presentation, specifically those other funds are a portion ... from the 1/8 cent sales tax, a portion is from utility funds. So, already right there, those are additional funds. And those would be enough to do a complete streets project. It's the \$5 million plus those other sources and, in addition to that, we're going to pursue other sources as well." Mr. Pittenger acknowledged sufficient funding for the project. In response to a further question, Mr. Pittenger further clarified "the reason ... we can feel comfortable saying that we'll do a complete streets project is because it will be scaled. For example, a complete street will accommodate bicycles, pedestrians, and vehicles. If you accommodate bicycles, you can do so with a bike lane. But you could do it with a buffer bike lane or you could do it with a multi-use path. Those different options cost different amounts of dollars. And, if we are successful in getting a \$750,000 grant from the federal government, through NDOT, that may allow us to do better accommodation for bicycles. But we feel confident that, at a minimum, we can provide accommodation for all modes."

Mayor Crowell entertained additional Board member questions or comments and, when none were forthcoming, public comment. (11:50:49) Donna Inversin, representing Muscle Powered, expressed support for complete streets and pointed out that "Carson City has passed a policy for complete streets so that kind of mandates us to always look at any project to make sure that we can accommodate all forms of transportation." She discussed the benefits of complete streets, and discussion ensued.

(11:53:45) Mayoral Candidate Chris Carver expressed specific objection to the language in paragraph 8(B) of the proposed amendment. Mayor Crowell advised that the City has adopted a complete streets policy. Mr. Carver discussed opposition to narrowing Carson Street. "We don't want to see an expenditure of tax money to narrow this street specifically. We do agree with not wasting the Nevada State taxpayers money on digging up this street again if we have to redesign it. We have an urgent need today to address the Appion Way intersection and it doesn't include a complete streets project. Maintenance that Mr. Pittenger referred to, as we've seen in the north corridor on Carson Street, is being transferred partially to the business owners. Nobody's talked to the business owners on South Carson Street." Mr. Carver requested to know the costs prior to entering into the amendment. He acknowledged he was not comfortable with Mr. Pittenger's assurances relative to a complete streets project. Discussion followed.

In response to a question, Mr. Schulz advised of no discussion regarding the South Carson Street business owners contributing to the project. He clarified that "the concept of a complete street for South Carson was adopted about four years ago. At that time, we sat down with a number of the businesses along South Carson and talked about ideas and concepts. It was very high level, 30,000-foot, this is the direction we want to go in the future. ... And since then, we haven't readdressed or reconnected with them until we got closer along to whether or not we had a project. At that time, there was no discussion in terms of maintenance and turning the maintenance over to those businesses. That was never talked about nor is it potentially ... at this point, planned. We haven't got that far."

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Mr. Marano discussed plans for community outreach, and advised of having talked with “numerous property ... and business owners as recently as yesterday afternoon about this particular project.” He further advised of having “an agreement, in principle, from a couple of them to form a South Carson Street business association so that there is ... an umbrella group to provide that type of advocacy for the business owners. What they've already relayed to me, what's most important to them, probably in the order of priority, are those right-of-way parcels that currently many of them are leasing. They're interested in the flow of traffic. They want it to be as easy as possible for someone to get off the freeway at Spooner, come to their place of business without ... any type of unnecessary delay. So ... we're already working ... with both the property and the business owners to ... come up with the right plan; something that's going to fit the needs of that particular area.”

In response to a question, Mr. Terry advised that NDOT's “paving project was planned to go this summer. So it would be open to traffic before the freeway would've been open. You could certainly have gone back and restriped it to less lanes but we didn't feel it was responsible to go through and narrow the number of lanes before the freeway was opened. That would be over capacity and it wouldn't handle it. That was the quandary we were in is we were trying to turn over a street that handled the current traffic that's on it and we felt we couldn't wait to do the overlay of the street til after the freeway was constructed.”

Mr. Carver expressed the opinion “that speaks exactly to the point. ... we're asking, in this case, for the City to approve a project that's basically not even in concept stage without having done the leg work that needs to be done on what the end state is.” Discussion followed and, in response to a question of clarification, Mr. Terry expressed the belief that the traffic numbers would not justify the current number of lanes and we would design it to less lanes after the freeway were open. We may even go to a street that is like a complete street ... we are doing [that] in other areas. But, frankly, we knew the street was going to be turned over to the City and we think that's a local decision of what to do with that street and that's why we entered into this agreement. But, no, it does not justify the number of lanes that are out there today once the traffic is on the freeway.”

In response to a comment, Mr. Carver clarified, “I speak for the majority of the people that talk to me.” Supervisor Bonkowski thanked Mr. Carver for the clarification, and stated, “That's not the way it's coming across just so you know.”

Mayor Crowell entertained additional public comment. (12:04:10) Charlene Mannen introduced herself as a realtor with “two clients ... in the area.” She commended Mr. Pittenger as having been very helpful to answer questions. She advised that her clients are supportive of the subject project.

(12:05:15) Paul McGrath provided historic information on the fuel tax, and expressed objection to the proposed amendment “because there's been no voter interaction with making these changes to this ... money.” He responded to questions of clarification, reiterated a requirement for voter approval, and reviewed additional historic information relative to the fuel tax. In response to a question, Mr. McGrath cited the Dillon Rule as the requirement for voter approval on increased taxes. Supervisor Bagwell advised that the “law ... implemented to put the gas tax in place originally gave the authority to the Board of Supervisors and the county commissions.” Discussion followed.

Mayor Crowell entertained additional public comment. (12:13:37) Ward 2 Supervisor Candidate Maurice White discussed concerns regarding the provisions in paragraphs 12 and 13 of the proposed amendment.

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In response to a question, Mr. Pittenger advised of having spoken with NDOT Right-of-Way Division staff regarding the underground storage tank system at 4385 South Carson Street. He advised of having been informed that the site is “described as stable; not a current, ongoing issue at this time. This is making sure that we are aware, which we already were, of the situation that's there. NDOT actually shared with me some of the history of the discussions they've had, some of the options that we have going forward. The bottom line is that our understanding is that not only are we aware of it but this is going to be part of the discussions that are had with the adjacent property owner regarding the lease plan. As we discussed previously, there are leased lands along both sides. This is part of one of those so it's going to fall under the heading of ... negotiations with that property owner.” Mr. Pittenger acknowledged awareness of the nature of hazardous materials at the site. He reiterated that “NDOT's experts have indicated that they believe it is stable; has been stable for some time and there's no expectation that it would be anything but stable unless it is disturbed in some manner.” In response to a further question, Mr. Pittenger explained that the provisions of paragraph 12 represent “a general statement for the entire corridor and that the following paragraph is a caveat for one specific location within that corridor.” In response to a further question, Mr. Pittenger advised that NDOT had not provided a specific cost estimate for cleanup of the site. “They did indicate that their preliminary evaluation, calculations were that the cost was actually less than the value of the property. In fact, one of the options they put forward that ... would be available to the City, should this go forward, would be that the City would be able to work with the property owner and basically allow the adjacent property owner to purchase the property but ... have the money paid to the City be reduced by the amount they would have to pay to do the cleanup. However, that's only one option and that's not been discussed with the property owner. But [NDOT representatives] believe that the cost of the cleanup was worth less than the value of the land.”

Mr. White advised of having been involved in “multiple underground cleanups of hydrocarbon situations,” and advised against not “taking on somebody else's spill. You have no idea where this is going until you start doing the project. Regardless of studies that are done, regardless of where they think the material has gone, until you start doing the cleanup, you have no idea what's going to happen.” Mr. White recommended against the provisions in paragraph 13.

Mayor Crowell entertained additional public comment and, when none was forthcoming, additional Board member questions or comments. Mr. Schulz responded to additional questions of clarification. Mayor Crowell entertained additional comments or questions and, when none were forthcoming, a motion. **Supervisor Bonkowski moved to approve Amendment No. 4 of the Carson City Freeway Agreement with the State of Nevada Department of Transportation; this amendment will specify when the State-owned portions of South Carson Street and Snyder Avenue will transfer to the City, when the remaining payments to the State will resume in the future, and provide for a transfer of funds from the State to the City in lieu of a previously agreed upon pavement improvement project on South Carson Street. Supervisor Abowd seconded the motion.** Mayor Crowell entertained discussion on the motion, and Supervisor Shirk discussed the reasons he would vote against the motion. Supervisor Bagwell discussed the reasons she would support the motion.

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RESULT:	Approved [4 - 1]
MOVER:	Supervisor Brad Bonkowski
SECOND:	Supervisor Karen Abowd
AYES:	Supervisors Bonkowski, Abowd, Bagwell, and Mayor Crowell
NAYS:	Supervisor Jim Shirk
ABSENT:	None
ABSTAIN:	None

29(C) POSSIBLE ACTION TO APPROVE THE LANGUAGE OF THE BALLOT QUESTION ON MOTOR VEHICLE FUEL TAX INDEXING WHICH WILL BE PLACED ON THE NOVEMBER 2016 GENERAL ELECTION BALLOT, AS REQUIRED BY ASSEMBLY BILL NO. 191 OF 2015 (12:26:15) - Mayor Crowell introduced this item, and entertained public comments. When no public comments were forthcoming, he entertained Board member questions or comments. Mr. Woodbury, Transportation Manager Patrick Pittenger, and Deputy District Attorney Dan Yu responded to questions of clarification, and discussion followed. Mr. Yu acknowledged that the language, as set forth in the ballot question, complies with Assembly Bill No. 191. He noted a revision to be made to the explanation which will provide further clarification.

Mayor Crowell entertained additional Board member questions or comments and, when none were forthcoming, public comment. (12:34:15) Ward 2 Supervisor Candidate Maurice White suggested a revision to the language of the explanation. Mr. Yu offered to work together with Ms. Merriwether, who has final authority on the ballot question language.

Mayor Crowell entertained additional public comment and, when none was forthcoming, Mr. Woodbury noted that the Explanation would be revised, as follows: "A 'YES' vote would require Carson City to enact an ordinance to impose, for the period beginning on January 1, 2017 and ending on December 31, 2026, annual increases to the taxes on certain motor vehicle fuels and other special fuels sold in Carson City, ..." Consensus of the Board was to revise the language to insert the words "and other special fuels," in the "NO" vote paragraph. Mayor Crowell entertained a **motion to approve the ballot language, as presented, with revisions to the explanations as indicated during discussion and reviewed by Mr. Woodbury. Supervisor Bonkowski so moved. Supervisor Shirk seconded the motion.** Mayor Crowell entertained discussion on the motion and, when none was forthcoming called for a vote.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Brad Bonkowski
SECOND:	Supervisor Jim Shirk
AYES:	Supervisors Bonkowski, Shirk, Abowd, Bagwell, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

Mayor Crowell recessed the meeting at 12:37 p.m., and reconvened at 12:43 p.m. He provided direction with regard to the next three items.

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30. COMMUNITY DEVELOPMENT DEPARTMENT, PLANNING DIVISION

30(A) POSSIBLE ACTION TO ADOPT BILL NO. 110, ON SECOND READING, AN ORDINANCE AMENDING TITLE 18, ZONING, CHAPTER 18.02, ADMINISTRATIVE PROVISIONS, SECTION 18.02.045, NOTICE OF COMMISSION HEARINGS; SECTION 18.02.060, APPEALS; AND SECTION 18.02.075, ZONING MAP AMENDMENTS AND ZONING CODE AMENDMENTS, TO INCREASE THE PROPERTY OWNER NOTICE RADIUS FOR DEVELOPMENT APPLICATIONS REVIEWED BY THE PLANNING COMMISSION, BASED ON PROJECT PARCEL SIZE (12:43:48) - Mayor Crowell introduced this item. Community Development Director Lee Plemel reviewed the agenda materials, and advised of having received no additional comments since introduction, on first reading. Mayor Crowell entertained public comment and, when none was forthcoming, Board member questions or comments. When no questions or comments were forthcoming, Mayor Crowell entertained a motion. **Supervisor Bonkowski moved to adopt Bill No. 110, on second reading, Ordinance No. 2016-11, an ordinance amending Title 18, Zoning, Chapter 18.02, Administrative Provisions; Section 18.02.045, Notice of Commission Hearings; Section 18.02.060, Appeals; and Section 18.02.075, Zoning Map Amendments and Zoning Code Amendments, to increase the property owner notice radius for development applications reviewed by the Planning Commission based on project parcel size. Supervisor Abowd seconded the motion.** Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Brad Bonkowski
SECOND:	Supervisor Karen Abowd
AYES:	Supervisors Bonkowski, Abowd, Bagwell, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

30(B) POSSIBLE ACTION TO ADOPT BILL NO. 111, ON SECOND READING, AN ORDINANCE TO LEVY THE DOWNTOWN NEIGHBORHOOD IMPROVEMENT DISTRICT ASSESSMENT FOR FY 2016 - 17 FOR THE MAINTENANCE OF THE DOWNTOWN STREETScape ENHANCEMENT PROJECT (12:44:56) - Mayor Crowell introduced this item and, in response to a question, Community Development Director Lee Plemel advised of no changes since introduction, on first reading. In response to a question, Mr. Plemel advised of having continued to work with NID board members, City staff, and the public to schedule the first meeting. Mayor Crowell entertained public comment and, when none was forthcoming, a motion. **Supervisor Bonkowski moved to adopt Bill No. 111, on second reading, Ordinance No. 2016-12, an ordinance to levy the Downtown Neighborhood Improvement District assessment for the maintenance of the Downtown Streetscape Enhancement Project. Supervisor Abowd seconded the motion.** Mayor Crowell entertained discussion on the motion, and Supervisor Shirk explained his vote in opposition to the motion. Mayor Crowell called for a vote on the pending motion.

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RESULT:	Approved [4 - 1]
MOVER:	Supervisor Brad Bonkowski
SECOND:	Supervisor Karen Abowd
AYES:	Supervisors Bonkowski, Abowd, Bagwell, and Mayor Crowell
NAYS:	Supervisor Jim Shirk
ABSENT:	None
ABSTAIN:	None

30(C) POSSIBLE ACTION TO APPROVE A TIME EXTENSION FOR COMPLIANCE WITH THE CONDITIONS OF APPROVAL FOR AN ABANDONMENT OF PUBLIC RIGHT-OF-WAY FOR VICTOR HONEIN (PROPERTY OWNER: MAPP ENTERPRISES, INC., B P HOTEL, LLC, AND M & M BIGUE INVESTMENTS, LLC), TO ABANDON A 66-FOOT WIDE AND 170-FOOT LONG RIGHT-OF-WAY ON EAST SOPHIA STREET, BETWEEN CARSON STREET AND PLAZA STREET, ON PROPERTY ADJACENT TO 1017 NORTH CARSON STREET, 1000 NORTH PLAZA STREET, AND 917 NORTH CARSON STREET, APNs 002-162-01, -02, and 002-163-04 (AB-15-050) (12:46:36) - Mayor Crowell introduced this item, and Community Development Director Lee Plemel reviewed the agenda materials in conjunction with displayed slides. Mayor Crowell entertained public and Board member comments and, when none were forthcoming, a motion. **Supervisor Abowd moved to approve a one-year time extension for compliance with the conditions of approval for an Abandonment of Public Right-of-Way for Victor Honein (property owner: MAPP Enterprises, Inc., B P Hotel, LLC, and M&M Bigue Investments, LLC) to abandon a 66-foot wide and 170-foot long right-of-way on East Sophia Street, between Carson Street and Plaza Street, on property adjacent to 1017 North Carson Street, 1000 North Plaza Street, and 917 North Carson Street, APNs 002-162-01, -02, and 002-163-04. Supervisor Bonkowski seconded the motion. Mayor Crowell entertained discussion on the motion. Supervisor Shirk explained his opposition to the motion. Mayor Crowell entertained additional discussion and, when none was forthcoming, called for a vote on the pending motion.**

RESULT:	Approved [4 - 1]
MOVER:	Supervisor Karen Abowd
SECOND:	Supervisor Brad Bonkowski
AYES:	Supervisors Abowd, Bonkowski, Bagwell, and Mayor Crowell
NAYS:	Supervisor Jim Shirk
ABSENT:	None
ABSTAIN:	None

30(D) POSSIBLE ACTION TO ADOPT A RESOLUTION AMENDING THE MAXIMUM NUMBER OF RESIDENTIAL BUILDING PERMIT ALLOCATIONS, UNDER THE CARSON CITY GROWTH MANAGEMENT ORDINANCE, FOR THE YEARS 2017 AND 2018, AND ESTIMATING THE MAXIMUM NUMBER OF RESIDENTIAL BUILDING PERMITS FOR THE YEARS 2019 AND 2020; ESTABLISHING THE NUMBER OF RESIDENTIAL BUILDING PERMIT ALLOCATIONS AVAILABLE WITHIN THE DEVELOPMENT AND GENERAL PROPERTY OWNER CATEGORIES; AND ESTABLISHING A MAXIMUM AVERAGE DAILY WATER USAGE FOR COMMERCIAL AND INDUSTRIAL BUILDING PERMITS AS A THRESHOLD FOR GROWTH MANAGEMENT COMMISSION REVIEW (12:49:30) - Mayor

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Crowell introduced this item, and Community Development Director Lee Plemel reviewed the agenda materials in conjunction with displayed slides. Public Works Department Director Darren Schulz narrated that portion of the SlideShow presentation relative to the water, sewer, and landfill operations and transportation. Mr. Plemel reviewed necessary corrections to the resolution included in the agenda materials, responded to questions of clarification, and discussion ensued. Mr. Schulz responded to additional questions of clarification.

Mayor Crowell entertained public comment and, when none was forthcoming, a motion. **Supervisor Bonkowski moved to adopt Resolution No. 2016-R-20, a resolution amending the maximum number of residential building permit allocations, under the Carson City Growth Management Ordinance, for the years 2017 and 2018, and estimating the maximum number of residential building permits, for the years 2019 and 2020; establishing the number of residential building permit allocations available within the development and general property owner categories; and establishing a maximum average daily water usage for commercial and industrial building permits as a threshold for Growth Management Commission review, as amended during discussion at this meeting. Supervisor Bagwell seconded the motion.** Mayor Crowell called for a vote on the pending motion.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Brad Bonkowski
SECOND:	Supervisor Lori Bagwell
AYES:	Supervisors Bonkowski, Bagwell, Abowd, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

Mayor Crowell modified the agenda to address items 33(A) and (B) prior to item 30(E) following the lunch break. Mayor Crowell recessed the meeting at 1:07 p.m., and reconvened at 2:03 p.m.

30(E) POSSIBLE ACTION TO INTRODUCE, ON FIRST READING, AND ORDINANCE AMENDING TITLE 8, PUBLIC PEACE, SAFETY, AND MORALS, CHAPTER 8.10, RECREATIONAL VEHICLE PARKING, SECTIONS 8.10.040, DEFINITIONS, AND 8.10.050, RECREATIONAL PARKING ON PUBLIC STREETS, TO ADD UTILITY TRAILERS TO THE LIST OF RECREATIONAL VEHICLES FOR WHICH ON-STREET AND OFF-STREET PARKING REQUIREMENTS APPLY, AND TO LIMIT ON-STREET PARKING OF RECREATIONAL VEHICLES TO SPECIFIC PERIODS OF LOADING AND UNLOADING ONLY (3:30:43) - Mayor Crowell introduced this item, and Community Development Director Lee Plemel reviewed the agenda materials in conjunction with displayed slides. Mr. Plemel, Mr. Woodbury, and Deputy District Attorney Iris Yowell responded to questions of clarification, and discussion ensued.

Mayor Crowell entertained public comment. (3:48:27) Hope Tingle discussed concerns regarding sight distance issues in her neighborhood. In response to a question, she expressed the opinion that the “48-hour window ... is a doable window of time.” Discussion followed.

Mayor Crowell entertained additional public comment and, when none was forthcoming, a motion. **Supervisor Bagwell moved to introduce, on first reading, Bill No. 112, an ordinance amending Title 8, Public Peace, Safety, and Morals, Chapter 8.10, Recreational Vehicle Parking; Sections 8.10.040,**

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Definitions, and 8.10.050, Recreational Parking on Public Streets, to add utility trailers to the list of recreational vehicles for which on-street and off-street parking requirements apply, and to limit on-street parking of recreational vehicles to specific periods for loading and unloading only, to correct typographical errors as discussed during the meeting. Supervisor Shirk seconded the motion. Mayor Crowell entertained discussion on the motion, and discussion took place regarding various provisions included in the proposed ordinance. Supervisor Bagwell amended her motion to indicate 72 hours at Section 8.10.050(2). Supervisor Shirk continued his second. Mayor Crowell entertained additional discussion and, when none was forthcoming, called for a vote on the pending motion.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Lori Bagwell
SECOND:	Supervisor Jim Shirk
AYES:	Supervisors Bagwell, Shirk, Abowd, Bonkowski, and Mayor Crowell
NAYS:	None.
ABSENT:	None
ABSTAIN:	None

Ms. Yowell acknowledged sufficient direction.

31. HUMAN RESOURCES DEPARTMENT - POSSIBLE ACTION TO ESTABLISH THE CITY MANAGER'S GOALS AND OBJECTIVES FOR THE PERFORMANCE REVIEW PERIOD, JUNE 3, 2016 TO JUNE 1, 2017 (4:00:15) - Mayor Crowell introduced this item, and Human Resources Department Director Melanie Bruketta reviewed the agenda materials. The Board members discussed and provided direction to establish the goals and objectives. Mr. Marano responded to questions of clarification. Mayor Crowell entertained public comment and, when none was forthcoming, a motion. Supervisor Abowd moved to establish the City Manager's goals and objectives for the performance review period, June 3, 2016 to June 1, 2017, with the changes entered into the record. Supervisor Bonkowski seconded the motion. Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Karen Abowd
SECOND:	Supervisor Brad Bonkowski
AYES:	Supervisors Abowd, Bonkowski, Bagwell, Shirk, and Mayor Crowell
NAYS:	None.
ABSENT:	None
ABSTAIN:	None

**32. BOARD OF SUPERVISORS NON-ACTION ITEMS:
FUTURE AGENDA ITEMS**

STATUS REVIEW OF PROJECTS

INTERNAL COMMUNICATIONS AND ADMINISTRATIVE MATTERS

CORRESPONDENCE TO THE BOARD OF SUPERVISORS

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STATUS REPORTS AND COMMENTS FROM BOARD MEMBERS (4:14:34) - Supervisor Shirk advised of having discussed functional home rule with Mr. Woodbury prior to the start of the meeting, and suggested having “an environmental or wildlife review on large projects within the City.” Mr. Woodbury offered to look into the possibility, and clarified “we're still in ... uncertain territory on functional home rule. NACo is gathering reports on what all the jurisdictions are doing under the authority of the new legislation and we're keeping them updated. So far, we've only done the one thing where we've expanded the notification territory for zoning ... Absent ... specific direction from this Board or the City Manager, my recommendation is that we take a fairly cautious approach to flexing that muscle just because the legislature is watching it and they're going to probably give ... counties a report card on how that's gone ...” Supervisor Shirk advised of having attended the TRAFCC meeting, and suggested the involvement of the Clerk's and District Attorney's staff. Mr. Woodbury advised that the TRAFCC is not a public body, as defined by the Nevada Open Meeting Law, and therefore not required to produce minutes or have District Attorney's Office representation. Discussion followed. Supervisor Shirk inquired as to the World Trade Center plaque, and Mr. Marano offered to have it hung in City Hall. Supervisor Shirk recommended scheduling a ceremony at the World Trade Center Memorial for September 11th. He requested the “final costs ... and overruns” for the MAC. He responded to questions of clarification regarding the suggestion for environmental or wildlife review on large projects in the City.

Supervisor Abowd thanked Human Resources Department Director Melanie Bruketta for assisting in writing the job description for the Arts and Culture Coordinator position. Supervisor Abowd advised that the application review process will begin on Friday, July 15th. (4:25:29) Supervisor Abowd suggested agendaizing discussion regarding internet service throughout the City. Mayor Crowell suggested first having a conversation with internet service providers.

Supervisor Bagwell advised of complaints concerning dogs in parks where they are not allowed. Mr. Marano provided direction on the various ways to register a complaint, and offered his direct line telephone extension. Supervisor Bagwell requested to review the current redevelopment incentive policy, and requested to agendaize a discussion item.

Mayor Crowell announced a chili cookoff at Glen Eagle's over the weekend, the proceeds to benefit Honor Flight.

STAFF COMMENTS AND STATUS REPORTS

33. CITY MANAGER

33(A) POSSIBLE ACTION TO APPOINT ONE MEMBER TO THE CARSON CITY REDEVELOPMENT AUTHORITY CITIZENS COMMITTEE; THERE IS ONE POSITION FOR “BUSINESS OPERATOR” OR “PROPERTY OWNER” FROM REDEVELOPMENT AREA NO. 1 TO FILL A THREE-YEAR TERM THAT WILL EXPIRE JANUARY 1, 2019 (2:03:50) - Mayor Crowell introduced this item, and Mr. Marano invited Jason Justice to the meeting table. (2:04:03) Jason Justice responded to questions regarding his interest in serving as a Redevelopment Authority Citizens Committee member; his thoughts on the purpose of redevelopment; his familiarity with the façade improvement program and suggestions for change; his opinion of incentive funding; façade improvement program application criteria; and the top priorities of redevelopment.

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Mayor Crowell thanked Mr. Justice for applying, and entertained a motion. **Supervisor Bagwell moved to appoint Jason Justice to the Carson City Redevelopment Authority Citizens Committee, as a business operator or property owner from Redevelopment Area No. 1 to fill a three-year term that will expire January 1, 2019. Supervisor Abowd seconded the motion.** Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

RESULT:	Approved [5 - 0]
MOVER:	Supervisor Lori Bagwell
SECOND:	Supervisor Karen Abowd
AYES:	Supervisors Bagwell, Abowd, Bonkowski, Shirk, and Mayor Crowell
NAYS:	None.
ABSENT:	None
ABSTAIN:	None

33(B) POSSIBLE ACTION TO APPOINT ONE MEMBER TO THE CARSON CITY PLANNING COMMISSION FOR A TERM THAT EXPIRES JUNE 2020 (2:10:54) - Mayor Crowell introduced and provided an overview of this item, and entertained disclosures. Supervisor Bagwell read a prepared disclosure statement into the record, and advised that she would abstain from participating in the interview process and action. Mr. Woodbury responded to questions of clarification.

(2:13:04) Mayor Crowell invited Mark Sattler to the meeting table. Mr. Sattler responded to questions regarding his interest in reappointment; his thoughts on general development and growth relative to the City's Growth Management Ordinance; the sustainability of the current growth rate; the method by which he would handle a development with significant public opposition; and his thoughts on properly managed growth. Mayor Crowell provided Mr. Sattler the opportunity to provide additional comment. Mr. Sattler thanked the Board for the opportunity to serve, and requested to be reappointed. Mayor Crowell thanked Mr. Sattler for his service.

(2:25:23) Mayor Crowell invited Hope Tingle to the meeting table, and provided an overview of the interview process. Ms. Tingle responded to questions regarding her interest in serving as a Planning Commissioner; her thoughts on growth relative to the City's Growth Management Ordinance; her thoughts on properly managed growth; the method by which to handle a development with significant public opposition; and how to rationally circumvent the "not in my backyard sentiment" and render a sound decision when surrounding residents are adamantly opposed. Mayor Crowell entertained additional comments and, when none were forthcoming, thanked Ms. Tingle for her application.

(2:36:20) Mayor Crowell welcomed Charles Borders to the meeting table, provided an overview of the interview process, and commended Mr. Borders' background. Mr. Borders responded to questions regarding his interest in serving as a Planning Commissioner; his thoughts on community growth relative to the City's Growth Management Ordinance; how to rationally circumvent the "not in my backyard sentiment" and render a sound decision when surrounding residents are adamantly opposed; the method by which he would handle a development project with significant public opposition; and his thoughts on properly managed growth. Mayor Crowell offered Mr. Borders the opportunity to comment, and he requested to be appointed. He assured the Board he has sufficient time to prepare and participate in meetings.

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(2:47:58) Mayor Crowell welcomed Stacey Giomi to the meeting table. Mr. Giomi responded to questions regarding his interest in serving as a Planning Commissioner; his thoughts on the City's Growth Management Ordinance; his thoughts on development quality, preserving residential neighborhood character, and properly managed growth; the method by which to handle a development project with significant public opposition; and how to rationally circumvent the "not in my backyard sentiment" and render a sound decision when surrounding residents are adamantly opposed. Mayor Crowell offered Mr. Giomi the opportunity to provide additional comment. Mr. Giomi expressed appreciation for the opportunity to interview and for the Board's consideration of his application. Mayor Crowell thanked Mr. Giomi for his service to Carson City.

(2:56:25) Mayor Crowell welcomed Aster Grima to the meeting table, and provided an overview of the interview process. Ms. Grima responded to questions regarding her interest in serving as a Planning Commissioner; her thoughts on community growth relative to the City's Growth Management Ordinance; how to rationally circumvent the "not in my backyard" sentiment and render a sound decision when surrounding residents are adamantly opposed to a project; the method by which to handle a development project with significant opposition; and her thoughts on improving the quality of development, preserving the character of residential neighborhoods, and ensuring growth is well managed. Mayor Crowell offered Ms. Grima the opportunity to provide additional comment, and she suggested further developing the criteria for special use permit projects.

Mayor Crowell inquired as to whether Janice McCauley had arrived, and Mr. Marano advised that she had not. Mayor Crowell thanked the applicants for participating in the interview process. In consideration of a Planning Commissioner having submitted a resignation letter earlier in the day, Mayor Crowell suggested the applicants consider reapplying.

Mayor Crowell entertained a motion. **Supervisor Bonkowski moved to reject the application of Janice McCauley. Supervisor Abowd seconded the motion.** Mayor Crowell called for a vote on the pending motion.

RESULT:	Approved [4 - 0 - 1]
MOVER:	Supervisor Brad Bonkowski
SECOND:	Supervisor Karen Abowd
AYES:	Supervisors Bonkowski, Abowd, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	Supervisor Lori Bagwell

Mayor Crowell entertained discussion of the Board members. Supervisor Shirk commended the applicants and moved to appoint Aster Grima. The motion died for lack of a second. Following additional discussion, Mayor Crowell entertained a motion. **Supervisor Bonkowski moved to appoint Mark Sattler to the Carson City Planning Commission for a term that expires June 2020,** and commended the applicants. **Supervisor Abowd seconded the motion,** and also commended the applicants. Mayor Crowell entertained discussion on the motion and, when none was forthcoming, called for a vote.

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RESULT:	Approved [5 - 0]
MOVER:	Supervisor Brad Bonkowski
SECOND:	Supervisor Karen Abowd
AYES:	Supervisors Bonkowski, Abowd, Bagwell, Shirk, and Mayor Crowell
NAYS:	None
ABSENT:	None
ABSTAIN:	None

Mayor Crowell recessed the meeting at 3:23 p.m., noting that the next item for the Board to address would be item 30(E). Mayor Crowell reconvened the meeting at 3:30 p.m.

34. PUBLIC COMMENT (4:27:46) - Mayor Crowell entertained public comment; however, none was forthcoming.

35. ACTION TO ADJOURN (4:27:52) - Mayor Crowell adjourned the meeting at 4:27 p.m.

The Minutes of the July 7, 2016 Carson City Board of Supervisors meeting are so approved this _____ day of August, 2016.

ROBERT L. CROWELL, Mayor

ATTEST:

SUSAN MERRIWETHER, Clerk - Recorder