

City of Carson City  
Agenda Report

Item #9-4

**Date Submitted:** March 9, 2010

**Agenda Date Requested:** March 18, 2010  
**Time Requested:** Consent

**To:** Mayor and Supervisors

**From:** Parks and Recreation Department - Open Space Division

**Subject Title:** Action to approve and authorize the Open Space Manager to execute a Question-1 State Conservation Program funding agreement and deed restriction, and other matters properly related thereto, in order to obtain approximately \$1,596,347 in reimbursement for the fee title acquisition and conservation easement for the Horsecreek Ranch open space transactions. (Juan F. Guzman)

**Staff Summary:** On February 19, 2009, the Board of Supervisors conceptually approved a deed restriction and funding agreement template previously negotiated with the help of Supervisors Williamson and Aldean, and the Question-1 State Conservation Bonds Program. These documents reflect the language negotiated and will result in reimbursement of funds to be deposited in the Question-18 Open Space account. These two transactions were completed solely with Question-18 Open Space funds. This action will result in a refund of approximately 40% of the expended funds.

**Type of Action Requested:** (check one)

- Resolution  Ordinance  
 Formal Action/Motion  Other (Specify)

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

**Recommended Board Action:** I move to approve and authorize the Open Space Manager to execute a Question-1 State Conservation Program funding agreement and deed restriction, and other matters properly related thereto, in order to obtain approximately \$1,596,347 in reimbursement for the fee title acquisition and conservation easement for the Horsecreek Ranch open space transactions.

**Explanation for Recommended Board Action:** Through prior actions of the Board of Supervisors, these two transactions were completed with Open Space funds. Concurrently, we were awarded grant monies by the Question-1 State Conservation Program. Board action is required in order to execute each of the documents that will result in the collection by Carson City of funds awarded by the state grants.

**Applicable Statute, Code, Policy, Rule or Regulation:**

C.C.M.C. 13.06 Open Space

Carson City Charter - Article 8A

AB9, Statutes of Nevada, 17<sup>th</sup> Special Session of the 2001 Nevada State Legislature, Chapter 104

**Fiscal Impact:** The Open Space Acquisition account will receive \$1,596,347 from the Question-1 State Conservation Program.

**Explanation of Impact:** The Question-18 Open Space Acquisition account will be positively impacted by having an infusion of income. The present balance is for \$3.3 million.

**Funding Source:** Question-1 State Conservation Program Land and Water grants.