

CARSON CITY BOARD OF SUPERVISORS
Minutes of the August 3, 2000, Meeting
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A regularly scheduled meeting of the Carson City Board of Supervisors was held on Thursday, August 3, 2000, at the Community Center Sierra Room, 851 East William 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
 Judie Fisher Personnel Manager
 Mark Forsberg Chief Deputy District Attorney
 Cheryl Adams Deputy Purchasing Director
 Katherine McLaughlin Recording Secretary
 Sheila Gallegos Utility Billing Management Asst.
 Justice Chambers Purchasing Tech.
 (B.O.S. 8/3/00 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. Rev. Elaine Morgan of the Episcopal Dioceses of Nevada gave the Invocation. Mayor Masayko lead the Pledge of Allegiance.

CITIZEN COMMENTS (1-0035) - None.

1. APPROVAL OF MINUTES FOR THE SPECIAL APRIL 27, 2000, MEETING (1-0040) - Supervisor Plank moved to approve with the one correction the Minutes of the Carson City Board of Supervisors for the meeting of April 27, 2000. Supervisor Livermore seconded the motion. Motion carried 5-0.

2. CHANGES TO THE AGENDA (1-0053) - None.

3. SPECIAL PRESENTATIONS (1-0056) - Personnel Manager Judie Fisher - **ACTION ON A RETIREMENT RESOLUTION COMMENDING JUDY BENET** - Ms. Benet was not present. Mayor Masayko read the resolution into the record. Supervisor Williamson moved to adopt Resolution No. 2000-R-38, A RESOLUTION COMMENDING JUDY BENET ON HER RETIREMENT. She also expressed her feeling that Ms. Benet had been a friendly voice to call at the Utility Department and wished her success with her business. Board comments echoed her sentiments. Mayor Masayko also noted for the record that Ms. Benet's Office Supervisor Sheila Gallegos was present. The motion was voted and carried 5-0.

LIQUOR AND ENTERTAINMENT BOARD (1-0105) - Mayor Masayko recessed the Board of Supervisors session and immediately convened the Liquor and Entertainment Board. A quorum of the Board was present although neither the Sheriff nor his representative were present.

4. TREASURER - ACTION ON AN ASSEMBLY PERMIT WITH WAIVER OF THE \$100 PERMIT

FEE AND THE \$25 APPLICATION FEE FOR THE FOUNTAINHEAD FOURSQUARE CHURCH (1-0108) - Youth Pastor Jason Doescher explained the purpose of the event which is scheduled for September 9 on the grass near the skateboard park in Mills Park from 3 to 6 p.m. Member Williamson moved to approve an assembly permit with waiver of the \$100 permit fee and the \$25 application fee for the Fountainhead Foursquare Church under CCMC 4.04.075 and 4.28.050; the fiscal impact will be \$125. Member Plank seconded the motion. Motion carried 5-0. Mayor Masayko wished him a successful event.

BOARD OF SUPERVISORS - There being no other matters for consideration as the Liquor and Entertainment Board, Mayor Masayko adjourned the Liquor and Entertainment Board and immediately reconvened the Board of Supervisors session. The entire Board was present constituting a quorum.

5. CONSENT AGENDA (1-0172)

A. TREASURER - ACTION ON ADDITIONAL TAXES TO THE 2000-2001 REAL PROPERTY TAX ROLL ON PARCEL NO. 7-401-03 DUE TO ASSESSOR'S OFFICE CORRECTION

B. DEVELOPMENT SERVICES

i. ACTION ON A "REQUEST FOR FINAL PAYMENT" FOR THE EDMONDS SPORTS COMPLEX - PHASE I IMPROVEMENTS PROJECT, CONTRACT NO. 9900-008 TO SPIESS CONSTRUCTION CO., INC., P.O. BOX 2849, SANTA MARIA, CA 93457-2849, FOR A FINAL PAYMENT AMOUNT OF \$28,478.25 AND ACCEPT THE CONTRACT SUMMARY AS PRESENTED

ii. ACTION ON AWARD OF CONTRACT NO. 2000-010 "2000 ASPHALT MAINTENANCE CONTRACT" TO (BIDDER NO. 3) GRANITE CONSTRUCTION COMPANY, P. O. BOX 50085, WATSONVILLE, CA 95077-5085, AS THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER PURSUANT TO THE REQUIREMENTS OF NRS CHAPTER 332, 338, 339, AND 624 FOR A CONTRACT AMOUNT OF \$924,908.10 AND A CONTINGENCY AMOUNT OF \$46,245.41

iii. ACTION ON AWARD OF THE "TRAFFIC SIGNALS AT ROOP STREET AND LITTLE LANE" PROJECT, CONTRACT NO. 2000-009 TO (BIDDER NO. 1) HARKER AND HARKER, INC., 1465 WEST FOURTH STREET, RENO, NEVADA 89503, AS THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER PURSUANT TO THE REQUIREMENTS OF NRS CHAPTER 332, 338, 339, AND 624 FOR A CONTRACT AMOUNT OF \$194,517 AND A CONTINGENCY AMOUNT OF \$9,725.85

C. PURCHASING DEPARTMENT - ACTION TO RENEW CONTRACT NO. 9899-059 WITH BADGER METER, INC., FOR THE UTILITIES OPERATIONS DEPARTMENT TO PURCHASE DOMESTIC WATER METERS THROUGH OCTOBER 14, 2001, WITH THE SAME PRICES, TERMS AND CONDITIONS AS ORIGINALLY BID ON SEPTEMBER 17, 1998

D. PARKS AND RECREATION DEPARTMENT - ACTION TO EXEMPT MAYOR'S PARK FROM THE EFFECTS OF CARSON CITY MUNICIPAL CODE 13.02.090(2) AS PERMITTED BY THAT PROVISION FOR A TRIAL PERIOD OF ONE YEAR

E. FINANCE DEPARTMENT - ACTION ON RATIFICATION OF THE EXPENDITURE APPROVAL LISTINGS FOR THE MONTH OF JUNE 2000

F. PERSONNEL DEPARTMENT - ACTION TO REAPPOINT FIVE APPLICANTS TO THE STORM DRAINAGE ADVISORY COMMITTEE FOR TWO YEAR TERMS OR THE COMPLETION OF THE PROJECT, WHICHEVER COMES FIRST - Supervisor Williamson pulled Items D and F for discussion. Supervisor Livermore moved that the Board approve the Consent Agenda as submitted with the exception of the Mayor's Park issue and the appointments to the Storm Drainage Committee. Supervisor Plank seconded the motion. Motion carried 5-0.

F. (1-0201) - Supervisor Williamson acknowledged the commitment made by the current members. Ms. Fisher read the members names into the record. Recruitment efforts will continue to solicit an applicant for the Public Policy and Government Finance vacancy. Supervisor Williamson moved to reappoint the five applicants to the Storm Drainage Advisory Committee for two years or the completion of the project, whichever comes first. Supervisor Plank seconded the motion. Motion carried 5-0.

D. (1-0250) - Parks and Recreation Director Steve Kastens explained the concept and the Commission's

decision to allow dogs off their leash in the park for a one year trial period. Staff will work with the neighbors and users to establish a time frame when the use will not conflict with other recreational uses at the park. The "pooper scoopers" currently used at Fuji Park will be made available at Mayor's Park. Dog owners are to police their animals and the park. Sally Zola was present. Her letter was included in the packet. Dale Johnson's e-mail was purportedly copied to the Board. (Copies were not included in the Clerk's packet.) Staff's support was explained. Dogs are allowed at Fuji Park and Riverview Park. Experiences at both were limned. Supervisor Livermore explained the Youth Sports Association's discussion on this topic, its usage of the park, and willingness to have a one year trial. Clarification indicated the staff report had recommended requiring the animals be kept on a leash. The Commission's motion, however, was to allow a one year trial with the animals off the leashes. Supervisor Bennett explained her personal knowledge of the Riverview Park's usage and her support for the trial. Discussion indicated the use is not restricted at the Riverview and Fuji. Mayor Masayko requested the periodic staff reports be provided to the Board as well as the Commission regarding the program and its success/problems. The Commission had clearly indicated that they were not establishing a precedence for other parks and that future requests were to be handled on a case-by-case basis. The Fuji Park program was limned. Neighborhood support for monitoring the use of the "pooper scoopers" was solicited.

(1-0465) Mayor Masayko disclosed his telephone conversation with Sally Zola regarding the program. He had suggested that she submit a letter to the Board regarding her concerns and/or attend the meeting and voice them. Ms. Zola explained her original objection to the program, her research on the concept, and support of a trial period for dogs on leashes rather than the off leash program suggested. She felt that adequate space is provided at Fuji and Riverview Parks in addition to Prison Hill to allow the dogs to be able to run off their leashes. Mayor's Park is a small park adjacent to busy streets and a dense residential area. She felt it was unfair to the residents who use the park and do not own dogs to have to be "leery" of the unrestrained animals. If her trial period is successful, then a second trial period for unrestrained animals could be allowed. Mayor Masayko noted that the concept allows an exception to the City's leash law and that the hours for allowing the dogs off the leashes has yet to be established. The concept allows other park users use of the park during the restrained period. Ms. Zola reiterated her safety concerns for the unrestrained animals in a congested area. There is adequate open space elsewhere in the vicinity where the dogs could run unrestrained. Supervisor Livermore felt that the Park Ranger would be directed to watch the activities during both the restrained/unrestrained periods during the trial. His discussion with a Fuji Park neighbor was described to illustrate the public support of the program. The dog owners must be responsible for the program to be successful. He supported a monitored trial period. Mr. Kastens indicated his desire to allow leashed dogs in the park at any time and to restrict the unleashed periods. A survey will be conducted to determine when that timeframe(s) should be. The park had been designed to allow senior citizen usage.

Chief Deputy District Attorney Forsberg did not feel that the City could be held liable for either a dog biting an individual or getting hit if it dashes into the street as the City had not brought the dog to the park. The animal's owner is always responsible for the dog's actions.

Supervisor Plank explained his feeling that, based on his wife's personal use of the park, the residents had been using the area for this purpose all along. She had purportedly not experienced any problems. Supervisor Plank also noted his representation of the Board on the Commission and expressed his support for the Commission's action. Supervisor Plank moved to approve the parks and Recreation Commission's recommendation to allow dogs at Mayor's Park for a one-year trial period with quarterly reports to the Parks and Recreation Commission and a recommendation to the Board of Supervisors for this one year trial, that staff work with the neighbors and other users of Mayor's Park to establish hours that dogs could be loose in the park and leash times that are required, and that pooper scoopers be provided at the site with the restriction that they must be used and ask that there be neighborhood policing on this issue, who may be the same folks who establish the hours, and that nothing else be done in any other parks until this one-year trial period is over with to see how its works out. Supervisor Livermore seconded the motion. Motion carried 5-0. Mayor Masayko explained that if the program does not work, the program will be changed or stopped immediately.

7. TREASURER - Al Kramer - ACTION ON A RESOLUTION OF INTENT, PROPOSING THE

ISSUANCE OF, AND AUTHORIZING THE PUBLICATION OF NOTICES RELATING TO GENERAL OBLIGATION (LIMITED TAX) BONDS (ADDITIONALLY SECURED BY PLEDGED REVENUES) FOR THE PURPOSE OF FINANCING SEWER PROJECTS AND WATER PROJECTS FOR THE CITY; PROVIDING THE MANNER, FORM AND CONTENTS OF THE NOTICES THEREOF; RATIFYING ACTION HERETOFORE TAKEN NOT INCONSISTENT HERewith; PROVIDING OTHER MATTERS PROPERLY RELATED THERETO; AND PROVIDING EFFECTIVE DATE HEREOF (1-0701) - Bond Counsellor Jennifer Stern - Supervisor Livermore limned the Debt Management Commission's July 24th meeting on the bonds. Discussion explained the City's debt tracking program which assures repayment of all debt and the project. Mr. Berkich volunteered to provide the Board with an updated status report on the budget documents which had included the bond request. Supervisor Bennett requested a report at the next Board meeting delineating the projects and future programs. Ms. Stern described the public noticing requirement included within the bond process and indicated that this information could be provided as part of that process. Board comments supported her suggestion. Supervisor Bennett moved to adopt Resolution No. 2000-R-39, **A RESOLUTION OF INTENT, PROPOSING THE ISSUANCE OF, AND AUTHORIZING THE PUBLICATION OF NOTICES RELATING TO GENERAL OBLIGATION, LIMITED TAX, BONDS, ADDITIONALLY SECURED BY PLEDGED REVENUES, FOR THE PURPOSE OF FINANCING SEWER PROJECTS AND WATER PROJECTS FOR THE CITY; PROVIDING THE MANNER, FORM AND CONTENTS OF THE NOTICES THEREOF; RATIFYING ACTION HERETOFORE TAKEN NOT INCONSISTENT HERewith; PROVIDING OTHER MATTERS PROPERLY RELATED THERETO; AND PROVIDING EFFECTIVE DATE HEREOF.** Supervisor Livermore seconded the motion. Motion carried 5-0.

6. BOARD OF SUPERVISORS

A. NON-ACTION ITEMS - INTERNAL COMMUNICATIONS AND ADMINISTRATIVE MATTERS (1-0912) - Supervisor Williamson reported on her vacation, a discussion she had had with Cooperative Extension Services Director Joanne Skelly, a speech she had given to the American Association of Retired Persons, meetings with the organizational development team and Marylou Bently of Western Nevada Development District, and described the fiscal impact deregulation of the electrical companies had had on residential users in San Diego. Supervisor Plank reported on his meetings with Cooperative Extension Services Director Joanne Skelly and Bob Kennedy and on the arboretum for Mills Park including its tree farm. He explained his participation in the forums for the candidates for office. He promoted the Relay of Life for the American Cancer Society fundraiser on August 12 and 13 at the High School by inviting the Board to join Southwest Gas in this endeavor. Mayor Masayko reported on his involvement with the Boys and Girls Club, the Freeway Phase II strategy as well as the Phase I strategy, and the Silver Dollar Car Classic event. Personnel Manager Fisher thanked the Board for its support. Mayor Masayko continued his report with an explanation of his meetings with elected officials regarding the NACO elected officials salary bill. Supervisor Livermore asked that the bill include the Hospital Trustees. Mayor Masayko agreed to present the request. Mayor Masayko continued his report with his participation in the "American Discovery Trail" ceremony including a description of the trail in Nevada. He planned to provide information on the trail to the Convention and Visitors Bureau and the Chamber of Commerce. Supervisor Livermore announced the next meeting of the Debt Management Commission and reported on meetings of the Hospital Board of Trustees including its affiliation study and physician's recruitment program; his participation in the Silver Dollar Car Classic event; his research on the Urban Land Institute's Boise, Idaho, program; and the status of the Edmonds Park arboretum. He then announced his plans to attend a Hospital affiliation meeting this afternoon and tours of hospital facilities in Texas and California. Supervisor Bennett reported on her vacation and Silver Dollar Classic activities and meetings of the: TRPA including its search for a new executive director, the Subconservancy, the Economic Development Committee, and the Chamber of Commerce candidates forum. She also explained the FAA grant her husband had received for the Silver springs Airport and announced her plans to fly to New York and spend sometime with her family there. Mayor Masayko also explained Carson City Wildlife Management Board Member Norm Pederson's invitation for him and Supervisor Plank to watch/participate in a fish stocking in Ash Canyon Creek and thanked the other volunteers who had participated for their service.

B. STAFF COMMENTS AND STATUS REPORTS (1-1735) - None.

BREAK: A recess was declared at 10:10 a. m. The entire Board was present when Mayor Masayko reconvened the meeting at 10:25 a.m., constituting a quorum.

8. COMMUNITY DEVELOPMENT DIRECTOR - Principal Planner Rob Joiner - ORDINANCE - SECOND READING - ACTION ON BILL NO. 123 - AN ORDINANCE EFFECTING A CHANGE OF LAND USE ON APPROXIMATELY 5.78 ACRES FROM MOBILE HOME 12,000 (MH12000) TO RETAIL COMMERCIAL (RC) ON PROPERTY LOCATED AT 3409 AIRPORT ROAD, APN 8-142-01; 3401 AIRPORT ROAD, APN 8-142-02; 3381 AIRPORT ROAD, APN 8-142-03; 3351 EAST GRAVES LANE, APN 8-142-04; 3059 EAST GRAVES LANE, APN 8-142-05; 3325 AIRPORT ROAD, APN 8-142-06; AND 3301 AIRPORT ROAD, APN 8-142-07, IN CARSON CITY, NEVADA, AND OTHER MATTERS PROPERLY RELATED THERETO (1-1745) - Mayor Masayko disclosed that he had received no telephone calls or had any personal contacts with anyone regarding the bill. He also indicated that the applicant was present. Public comments were solicited but none given. Supervisor Plank briefly explained his support for the change in the land use district. Supervisor Plank moved to approve Z-99/00-2 and to adopt on second reading Bill No. 123, Ordinance No. 2000-23, AN ORDINANCE EFFECTING A CHANGE OF LAND USE ON APPROXIMATELY 5.78 ACRES FROM MOBILE HOME 12,000 TO RETAIL COMMERCIAL ON PROPERTY LOCATED AT 3409 AIRPORT ROAD, ASSESSOR'S PARCEL NUMBER 8-142-01; 3401 AIRPORT ROAD, ASSESSOR'S PARCEL NUMBER 8-142-02; 3381 AIRPORT ROAD, ASSESSOR'S PARCEL NUMBER 8-142-03; 3351 EAST GRAVES LANE, ASSESSOR'S PARCEL NUMBER 8-142-04; 3059 EAST GRAVES LANE, ASSESSOR'S PARCEL NUMBER 8-142-05; 3325 AIRPORT ROAD, ASSESSOR'S PARCEL NUMBER 8-142-06; AND 3301 AIRPORT ROAD, ASSESSOR'S PARCEL NUMBER 8-142-07, IN CARSON CITY, NEVADA, AND OTHER MATTERS PROPERLY RELATED THERETO, fiscal impact is not applicable. Supervisor Bennett seconded the motion. Motion carried 5-0.

REDEVELOPMENT AUTHORITY (1-1820) - Mayor Masayko then recessed the Board of Supervisors session and passed the gavel to Chairperson Williamson. Chairperson Williamson convened the Redevelopment Authority. For Minutes of the Redevelopment Authority, see its folder. Following adjournment of the Redevelopment Authority, Mayor Masayko reconvened the Board of Supervisors session. A quorum was present as noted.

9. REDEVELOPMENT DIRECTOR - Rob Joiner - ACTION ON A REQUEST FROM TOM JOHNSON (PROPERTY OWNER) FOR FUNDING OF \$4,400 TO REMOVE A TRANSFORMER FROM PROPERTY LOCATED AT 311 NORTH CARSON STREET (IN THE REAR ADJACENT TO NORTH PLAZA STREET), APN 4-215-08 (1-2570) - Supervisor Livermore moved that the Board of Supervisors approve a request from Tom Johnson, property owner, for funding of \$4,400 to remove a transformer from property located at 311 North Carson Street in the rear adjacent to North Plaza Street, Assessor's Parcel Number 4-215-08; funding impact is not to exceed \$4,400, and the funding source is the Redevelopment Facility Maintenance Account. Supervisor Bennett seconded the motion. Motion carried 5-0.

10. PERSONNEL MANAGER - Judie Fisher - ACTION TO FILL "OWNER OF 20 PLUS ACRES" AND "CITIZEN-AT-LARGE" VACANCIES ON THE CARSON RIVER ADVISORY COMMITTEE (1-2598) - Mayor Masayko thanked Barbara Wright for applying and for her service and dedication to the community. Mrs. Wright expressed her pride in the accomplishments undertaken by the Committee. Mayor Masayko acknowledged her role in those efforts. Supervisor Williamson explained her role as the Board's liaison to the Committee and complimented Mrs. Wright on her willingness to serve and attendance record. She was a strong advocate for the property owners and their coexistence with the river. Mrs. Wright felt that it was important that the property owners work with the City and the community. Supervisor Williamson moved to reappoint Barbara Wright as the representative of the 20 plus acre category to the Carson River Advisory Committee with her term to expire in September 2003. Supervisor Plank seconded the motion. Motion carried 5-0.

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(1-2675) A letter explaining Claire Clift's absence was distributed to the Board and Clerk. (A copy is in the file.) Keith Wills described his interest in the community, his relocation to the City, the status of his new home in the Pinion Hills his knowledge and involvement with the Committee, his employment history and early retirement. Mayor Masayko thanked him for applying. Mr. Wills then responded to Board questions regarding his knowledge of the Committee, its activities including ideas about regionalization and federal land trades, and the future of the River as he perceived it. Supervisor Bennett urged him to apply for other committees due to his experience.

Supervisor Plank explained Ms. Clift's employment background and the need for her assistance in negotiating with the Federal government on future open space projects. He also expressed the hope that Mr. Wills would apply for other committees. Supervisor Williamson indicated that Ms. Clift is the Vice Chair of the Committee and noted her current employment and active role in the development of the Ambrose Nature Study Area and the Carson River Park. She expressed her difficulty in making a selection due to her desire to have new people involved with the Committees. Board comments recognized Mr. Wills' spirit and involvement with the community while residing in Ridgecrest and urged him to apply for another opening on the Committee and for other committees. Supervisor Williamson then moved to reappoint Claire Clift to the Carson River Advisory Committee. Supervisor Plank seconded the motion. Mayor Masayko indicated the term would expire in three years. Discussion felt that the terms would expire in July. Supervisor Williamson amended her motion to include the July 2003 expiration date. Supervisor Plank concurred. Motion carried 5-0.

There being no other matters for consideration, Supervisor Bennett moved to adjourn. Mayor Masayko seconded the motion. Motion carried unanimously. Mayor Masayko adjourned the meeting at 11:32 a.m.

The Minutes of the August 3, 2000, Carson City Board of Supervisors meeting

ARE SO APPROVED ON__November 16__, 2000.

_____/s/_____
Ray Masayko, Mayor

ATTEST:

_____/s/_____
Alan Glover, Clerk-Recorder