

CARSON CITY BOARD OF SUPERVISORS
Minutes of the June 18, 1992, Meeting
Page 1

A regular session of the Carson City Board of Supervisors was held on Thursday, June 18, 1992, at the Community Center Sierra Room, 851 East William Street, Carson City, Nevada, beginning at 9 a.m.

PRESENT: Marv Teixeira Mayor
Greg Smith Supervisor, Ward 1
Tom Tatro Supervisor, Ward 2
Kay Bennett Supervisor, Ward 4

STAFF PRESENT: John Berkich City Manager
Kiyoshi Nishikawa Clerk-Recorder
Ted P. Thornton Treasurer
Basil "Butch" Moreto Purchasing Agent
Mike Suglia Deputy District Attorney
Katherine McLaughlin Recording Secretary
(B.O.S. 6/18/92 Tape 1-0110)

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.

Mayor Teixeira called the meeting to order at 9:05 a.m. St. Peters Episcopal Church Rev. Elaine Morgan gave the Invocation. Supervisor Smith lead the Pledge of Allegiance. Roll call was taken and a quorum was present although Supervisor Feticc was absent.

APPROVAL OF MINUTES - 4/16/92 (1-0150) - Supervisor Smith moved to approve the April 16, 1992, Minutes. Supervisor Bennett seconded the motion. motion carried 4-0.

CITIZENS COMMENTS (1-0162) - May Ruth French questioned the status of Mr. Berkich's variance request. She expressed her feeling that the Chamber of Commerce supported the three percent growth rate. She questioned the wisdom of continuing to grow at this rate based on the crowded school conditions and delay in the Sheriff's response time. She felt it was time the "citizens demanded the City address their needs and not the professionals" who were out to make a profit.

1. TREASURER - Ted P. Thornton

A. ACTION ON AN ENTERTAINMENT PERMIT FOR CAPITAL CITY FAIR EVENTS WHICH INCLUDES A CARNIVAL, CONCESSION STANDS, LIQUOR SALES, AND OTHER ACTIVITIES TO BE HELD AT FUJI PARK FROM JULY 24 THROUGH JULY 26, 1992, ALONG WITH A REQUEST FOR WAIVER OF FEES (1-0258) - Fair President Mike Williams was present to answer questions. Member Bennett moved that the Liquor and Entertainment Board approve an Entertainment Permit for the Capital City Fair Events which includes a Carnival, Concession Stands, Liquor Sales, and other activities to be held at Fuji Park July 24, 1992, through July 26, 1992, along with a waiver of the Application and Permit Fees. Member McGrath seconded the motion. Motion carried 5-0.

B. ACTION ON BUSINESS SHORT-TERM PERMIT FOR THE ANNUAL CAPITAL CITY FAIR FOR THE CONCESSION STANDS, ALONG WITH A REQUEST FOR WAIVER OF THE \$50 PER DAY PROMOTION FEE (1-0306) - Member Smith moved that the Board approve a Business Short-Term Permit for the Capital City Fair for the Concession Stands at their Annual City/County Fair along with a waiver of the \$50 per day Promotion Fee. Member Tatro seconded the motion. Motion carried 5-0.

C. ACTION ON BUSINESS SHORT-TERM PERMIT FOR THE CAPITAL CITY FAIR TO BE HELD AT FUJI PARK ALONG WITH A REQUEST FOR WAIVER OF THE APPEARANCE OF THE CARNIVAL OWNER (1-0330) - Member Bennett moved that the Liquor and Entertainment Board approve the Business Short-Term Permit for the Capital City Fair Carnival to be held July 24, 1992 through July 26, 1992, at Fuji Park along with a waiver of the Carnival owners appearance, fiscal impact is \$900 in Permit Fees. Member McGrath seconded the motion. Discussion indicated the carnival would be better than last year's and plans for a demotion derby. Motion carried 5-0.

D. ACTION ON LIQUOR LICENSE FOR TERRI LYNN LOMBARDO, DOING BUSINESS AS HOT SPRINGS BAR AND GRILLE AT 1500 HOT SPRINGS ROAD (1-0398) - Terri Lynn Lombardo responded to Board questions concerning the location, experience, and identification requirements. Member McGrath noted the favorable Sheriff's report. Member Smith moved that the Board approve a Liquor License for Terri Lynn Lombardo for her business, Hot Springs Bar and Grille, located at 1500 Hot Springs Road. Member Bennett seconded the motion. Motion carried 5-0.

E. ACTION ON LIQUOR LICENSE FOR CHARLES BERNETT COBURN DOING BUSINESS AS 408 CLUB AT 408 SOUTH CARSON STREET (1-0455) - Charles Coburn responded to Board questions on his acquisition. Board discussion ensued with Health Director Jack Fralinger on his health/sanitation inspection. Mr. Coburn was aware of many of these problems and explained his desire to correct them. Chairperson Teixeira encouraged him to make these changes. Member McGrath noted the favorable Sheriff's report. Mr. Coburn then responded to Board questions concerning his acquisition. Member Bennett gave him a copy of a letter of concern about the operation. (The Clerk did not have a copy.) Member Bennett urged him to be aware of the concern and the impact his business had in the downtown community and its image. Member Bennett moved that the Board approve a Liquor License for Charles Bennett Coburn for his business, 408 Club, located at 408 South Carson Street, conditioned upon the Health Department's approval. Clarification noted the license would not be issued until the Health Department's approval is granted. Chairperson Teixeira then restated the motion as being to approve a Liquor License for Charles Bennett Coburn for his business, 408 Club, located at 408 South Carson Street, Carson City. Member McGrath seconded the motion. Motion carried 5-0. Chairperson Teixeira wished hm well in his endeavor and stressed the importance of presenting a better image in the community. Mr. Coburn reiterated his desire to do so.

F. ACTION ON LIQUOR LICENSE FOR WAI SUM YAU, DOING BUSINESS AS EAST OCEAN RESTAURANT AT 1214 NORTH CARSON STREET (1-0650) - Wai Sum Yau responded to Board questions on the ownership and identification requirements. Member McGrath noted the favorable Sheriff's report. Member Bennett moved that the Liquor and Entertainment Board approve a Liquor License for Wai Sum Yau for his business East Ocean Restaurant located at 1214 North Carson Street. Member Tatro seconded the motion. Motion carried 5-0.

Chairperson Teixeira adjourned the Liquor and Entertainment Board and immediately reconvened the Board of Supervisors session. A quorum of the Board was present although Supervisor Feticc was absent as previously noted.

AGENDA MODIFICATIONS (1-0735) - None.

2. SHERIFF - Paul McGrath

A. ACTION TO RATIFY THE CHIEF CORONER'S POSITION FOR THE SHERIFF'S OFFICE (1-0740) - Discussion on the position, salary, and funding ensued between the Board and Sheriff McGrath. Supervisor Bennett explained her opposition to the request. (1-0886) May Ruth French iterated her opposition to the request. Supervisor Smith moved that the Board ratify the appointment of an Unclassified Assistant Sheriff. Supervisor Tatro seconded the motion. Motion was voted by roll call with the following result: Bennett - No; Smith - Yes; Tatro - Yes; and Mayor Teixeira - Noted that he had discussed the request with the

Sheriff, that it was within the Sheriff's purview, although he personally would like to have had it privatized, it is within the Sheriff's Division, and he would support it - Yes. Motion carried 3-1.

B. ACTION TO APPROVE DELEGATION OF CLERK'S EX-OFFICIO PUBLIC ADMINISTRATOR/GUARDIAN DUTIES TO CHIEF CORONER (1-0922) - Discussion ensued among the Board, Sheriff McGrath, Clerk-Recorder Nishikawa, and Deputy District Attorney Suglia on the request, the funding, anticipated fee structure, Statutes allowing the Clerk-Recorder to personally receive revenue derived from these activities, caseload, and number of autopsies and guardianships handled annually. Supervisor Smith moved that the Board approve delegation of Clerk's ex-officio Public Administrator/Guardian duties to the Sheriff's Coroner position. Supervisor Tatro seconded the motion. Motion carried 3-1 with Supervisor Bennett voting Naye.

3. DISTRICT ATTORNEY'S OFFICE - Noel Waters - ACTION TO APPROVE SPECIAL REQUEST FOR HOURLY DISTRICT ATTORNEY INVESTIGATOR FOR CHILD SUPPORT INVESTIGATIONS (1-1085) - The Board and Mr. Waters discussed the need, funding options, original funding request, and necessary equipment. Supervisor Tatro moved that the Board approve a special request from the District Attorney for an investigator for Child support investigation, fiscal impact \$6,319 for an hourly wage and \$681 for equipment; funding source is the General Fund Contingency Account with the total cost to be as much as three times that, or up to \$21,000, with Federal reimbursement of 56 percent from the URESA Program. Supervisor Bennett seconded the motion. Discussion between Mr. Berkich and Mr. Suglia indicated the motion was proper even though the amount was more than requested in the Board Action Request form. Motion to approve the special request for a child support investigator with a fiscal impact of \$6,319 for an hourly wage and \$681 for equipment from the General Fund Contingency Account was voted and carried 4-0.

4. PARKS AND RECREATION DIRECTOR - Steve Kastens

A. ACTION TO ALLOCATE FUNDS FOR THE OPERATION OF CHANNEL 35 FOR JULY, AUGUST, AND SEPTEMBER 1992 (1-1455) - Mr. Kastens, Mr. Berkich and the Board discussed the cost of the operation for three months and consummation date for the proposed contract for operation of the Channel. TCI's contract status will be discussed this evening. Supervisor Smith moved that the Board approve staff's recommendation to allocate funds for the operation of Channel 35 for July, August, and September 1992, fiscal impact is to be \$5,000, funding source is a transfer of funds from Capital Acquisition Fund to PATCOM Line Item in the General Fund. Supervisor Bennett seconded the motion. Motion carried 4-0.

B. ACTION ON AN AGREEMENT BETWEEN CARSON CITY AND CHILD CARE RESOURCE COUNCIL FOR "SUBSIDIZED CHILD CARE PROGRAMS" (1-1638) - Discussion ensued on the funding source, the child care programs available through the Department, and waiting list to join these programs. Mayor Teixeira requested Mr. Berkich evaluate the potential expansion of the programs with the School District. Mr. Kastens expressed concern that the programs not compete with the private child care centers. Mr. Berkich noted the staffing requirements and that all of the direct programs were included in the fee structure. Mayor Teixeira commended Recreation Superintendent Singer and her staff on the programs. Supervisor Tatro noted the subsidized program was a part of the Children's Cabinet. Supervisor Tatro then moved that the Board approve the agreement between Carson City and Child Care Resource Council for subsidized child care programs as presented in the staff report. Supervisor Smith seconded the motion and noted there would not be a fiscal impact on the City by the program. Motion carried 4-0.

5. PURCHASING AGENT - Basil "Butch" Moreto

A. ACTION ON ACCEPTANCE OF AMENDMENT NO. 1 TO CONTRACT NO. 9192-227 - UNDERGROUND STORAGE TANK MANAGEMENT SERVICE (1-2057) - Discussion ensued among the Board, Health Director Jack Fralinger, and Mr. Moreto on the size of the contamination, costs incurred to date, funding for the remainder of the work, and EPA's requirement to cleanup the site. Supervisor Bennett moved that

the Board accept the Purchasing Agent's recommendation and approve the Amendment to Contract No. 9192-227, Underground Storage Tank Management Services, to Kleinfelder Inc. pursuant to the requirements of NRS 332 for \$23,750; funding source \$10,000 from the Contingency Fund and the remainder over \$10,000 from the UST Insurance Fund. Supervisor Tatro seconded the motion. Clarification noted \$10,000 had been allocated previously and that additional funds were not needed at this time. Supervisor Bennett then clarified her motion to include that the \$10,000 of contingency funds had been previously approved by the Board. Supervisor Tatro continued his second. Motion carried 4-0.

B. ACTION ON THE AWARD OF CONTRACT NO. 9293-005 - PHYSICIAN'S AGREEMENT WITH GARY DANKWORTH (1-2425) - Discussion noted this is a sole source contract for professional services and the clientele. Mr. Suglia felt the agreement should be considered "new" rather than an extension based on the increased fee. Supervisor Smith moved that the Board approve the Purchasing Agent's recommendation and award this Contract pursuant to the requirements of NRS Chapter 332 for a monthly contract amount of \$2,205. Supervisor Bennett seconded the motion. Supervisor Smith continued his motion to include fiscal impact and funding source to be from the Sheriff's, Juvenile's, and Health Department's budgets and applicable welfare cases. Following a request for additional clarification, Supervisor Smith included in the motion the Contract No. of 9293-005, Physician's Agreement with Dr. Gary Dankworth. Supervisor Bennett continued her second. Motion carried 4-0.

C. ACTION ON AWARD OF CONTRACT NO. 9192-273 - PARKS DEPARTMENT FOR TOP DRESSING MACHINE (1-2563) - Mr. Kastens detailed the purpose of and need for the equipment. His comments also explained the reasons the other two bids were rejected. Discussion ensued on cooperative utilization of the Golf Course/Parks equipment and the size of the machine. Mr. Moreto felt that the ten day discount would be met and outlined acceptance by other vendors of the discount program. Staff was continuing to solicit discounts from additional vendors. The delivery date was also discussed. Supervisor Tatro moved that the Board approve and accept the Purchasing Agent's recommendation and award Contract 9192-273 for a Top Dressing Machine to Bidder No. 2, Guarantee Equipment Sales in Oakland, California, as the lowest responsive and responsible bidder pursuant to the requirements of NRS Chapter 332 for a contract amount of \$15,900.85, not to be delivered until after July 1, 1992, and that the funding source is the Parks Equipment Replacement Program for Fiscal Year 9293. Supervisor Smith seconded the motion. Motion carried 4-0.

BREAK: At 10:30 a.m. a ten minute recess was taken. When the meeting reconvened at 10:40 a.m., a quorum was present as noted.

6. FIRE CHIEF - Louis Buckley - ORDINANCE - FIRST READING - ACTION ON AN ORDINANCE AMENDING SECTION 5.18.040 (FEES AND RATES) OF THE CARSON CITY MUNICIPAL CODE TO INCREASE AMBULANCE FEES (1-3070) - Mayor Teixeira noted Board direction to maintain the level of service and increase the fees rather than reduce the level of service and maintain the fees. Supervisor Smith moved that the Board introduce on first reading Bill No. 136, AN ORDINANCE AMENDING SECTION 5.18.040 (FEES AND RATES) OF THE CARSON CITY MUNICIPAL CODE TO INCREASE FEES AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Bennett seconded the motion. Motion carried 4-0.

7. CHIEF JUVENILE PROBATION OFFICER - Bill Lewis

A. ACTION ON CARSON CITY JUVENILE PROBATION DEPARTMENT TO RECEIVE FEDERAL GRANT FUNDS DURING 1992-93 FISCAL YEAR FROM THE OFFICE OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION (2-0041) - Supervisor Tatro moved that the Board of Supervisors approve the Carson City Juvenile Probation Department receive Federal grant funds during the 1992-93 fiscal year from the Office of Juvenile Justice and Delinquency Prevention in the amount of \$13,900. Supervisor Bennett seconded the motion. Motion carried 4-0.

B. ACTION ON THE 1992-93 FISCAL YEAR PROBATION SUBSIDY GRANT FROM THE STATE OF NEVADA DEPARTMENT OF HUMAN RESOURCES (2-0065) - Discussion ensued on the level of funding and amount which may be received due to the budget cuts. The impact created by the closure of the Northern Nevada Children's Home, purpose of this grant, disbursement and allocation procedures were explained by Mr. Lewis. Mr. Lewis expressed his hope that the State's budget cutting procedures had only reduced the funding level rather than eliminated the program. Supervisor Bennett urged Mr. Berkich to evaluate the status of all grants and State funded programs when the 93-94 budget is prepared noting, as an example, the potential assignment of Medicaid to the Counties. Supervisor Bennett then moved that the Board of Supervisors approve the Carson City Juvenile Probation Department to receive in 92-93 fiscal year Probation Subsidies Grant from the State of Nevada in the amount of \$46,588, fiscal impact includes revenues for purchase of services and two part-time personnel, funding source is the State of Nevada General Fund. Supervisor Tatro seconded the motion. Motion carried 4-0.

8. CLERK-RECORDER - Kiyoshi Nishikawa - ACTION ON A RESOLUTION AUTHORIZING THE DESTRUCTION OF ORIGINAL RECORDS FOR SHERIFF'S OFFICE - 1/84 THROUGH 12/84 CASE REPORT FILES (2-0322) - Supervisor Tatro moved that the Board adopt Resolution No. 1992-R-39, A RESOLUTION AUTHORIZING THE DESTRUCTION OF ORIGINAL RECORDS. Supervisor Bennett seconded the motion. Motion carried 4-0.

9. DEPUTY CITY MANAGER - City Manager John Berkich - ORDINANCES - SECOND READING

A. ACTION ON BILL NO. 133, AN ORDINANCE REPEALING CHAPTER 10.33 OF THE CARSON CITY MUNICIPAL CODE (RELATIVE TO PARKING) (2-0336) - Supervisor Tatro moved that the Board adopt Ordinance 1992-32 on second reading, AN ORDINANCE REPEALING CHAPTER 10.33 OF THE CARSON CITY MUNICIPAL CODE. Supervisor Bennett seconded the motion. Motion carried 4-0.

B. ACTION ON BILL NO. 134, AN ORDINANCE AMENDING CHAPTER 10.24 OF THE CARSON CITY MUNICIPAL CODE TO CONSOLIDATE CHAPTER 10.33, PARKING VIOLATIONS AND PERMITS, WITH CHAPTER 10.24 TO DECRIMINALIZE PARKING VIOLATIONS BY CREATING AN ADMINISTRATIVE HEARINGS OFFICER FOR THE DISPOSITION OF PARKING VIOLATIONS, TO PERMIT THE CITY TO USE A COLLECTION AGENCY FOR THE COLLECTION OF PARKING TICKETS, AND OTHER MATTERS PROPERLY RELATED THERETO (2-0362) - Supervisor Bennett moved to adopt Ordinance No. 1992-33 on second reading, AN ORDINANCE AMENDING 10.24 OF THE CARSON CITY MUNICIPAL CODE TO CONSOLIDATE CHAPTER 10.33 PROVISIONS ON PARKING VIOLATIONS AND PERMITS, TO DECRIMINALIZE ALL PARKING VIOLATIONS BY CREATING AN ADMINISTRATIVE HEARINGS OFFICER FOR THE DISPOSITION OF PARKING INFRACTIONS, TO PERMIT THE CITY TO USE A COLLECTION AGENCY FOR COLLECTION OF PARKING TICKETS, AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Smith seconded the motion. Discussion indicated the feeling that this program may reduce the number of irate tourists. Motion carried 3-1 with Supervisor Tatro voting Naye.

C. ACTION ON BILL NO. 135, AN ORDINANCE AMENDING CHAPTER 8.28 OF THE CARSON CITY MUNICIPAL CODE TO ELIMINATE THE REQUIREMENT THAT CARNIVAL AND CIRCUS EMPLOYEES BE REGISTERED, FINGERPRINTED, AND PHOTOGRAPHED BEFORE CONDUCTING BUSINESS IN CARSON CITY IN A CARNIVAL OR CIRCUS AND OTHER MATTERS PROPERLY RELATED THERETO (2-0435) - Supervisor Tatro moved that the Board adopt on second reading Ordinance No. 1992-34, AN ORDINANCE AMENDING CHAPTER 8.28 OF THE CARSON CITY MUNICIPAL CODE TO ELIMINATE THE REQUIREMENT THAT CARNIVAL, CIRCUS EMPLOYEES BE REGISTERED, FINGERPRINTED AND PHOTOGRAPHED BEFORE CONDUCTING BUSINESS IN CARSON CITY IN A CARNIVAL OR CIRCUS AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Smith seconded the motion. Motion carried 4-0.

10. COMMUNITY DEVELOPMENT DIRECTOR - Walter Sullivan

A. PLANNING COMMISSION REFERRALS - REVIEW AND APPEAL ITEMS - ACTION ON S-91/92-7 REGARDING A TENTATIVE SUBDIVISION MAP APPLICATION FROM M.S.B. PROPERTIES TO DEVELOP AN 88-LOT SUBDIVISION (SUNCHASE SUBDIVISION PHASES III, IV, AND V) ON PROPERTY ZONED SINGLE FAMILY 6000 (SF6000) LOCATED ON APPROXIMATELY 18 ACRES OF LAND WEST OF SILVER SAGE DRIVE BETWEEN COLORADO STREET AND KOONTZ LANE (APN 9-112-43) - PLANNING COMMISSION APPROVED 3-2-0-0 (2-0465) - Discussion ensued among the Board and staff on the additional Planning Commission's conditions, dust control requirements, and Public Works requirements. George Thiel outlined the reasons the Developer had agreed to the condition requiring stop signs at Sonoma and Silver Sage. Supervisor Bennett questioned the status of street lighting. The Utility Department had issued a "will serve" letter. Health Department's memo on dust control and Bureau of Land Management's comments were also noted. (2-0795) Mayor Teixeira explained for May Ruth French the FEMA flood control requirements. Supervisor Smith expressed his feeling that the Developer was aware of the dust control requirements. Mayor Teixeira felt that the dust control measures had been costly, however, were being handled correctly. Supervisor Smith moved that the Board of Supervisors uphold the Planning Commission's recommendation and approve S-91/92-7. Supervisor Bennett seconded the motion. Discussion ensued on the proposed business park area which had been marked "not a part" of the map and, specifically, regarding the locations of the accesses/egresses to the business park. The motion to approve S-91/92-7 was voted and carried 4-0.

Mr. Bawden briefly outlined the neighborhood business park and feeling that it would be an individually owned, professional office complex.

B. ORDINANCE - FIRST READING - ACTION ON A-91/92-18 REGARDING A REQUEST FROM CARSON CITY TO AMEND TITLE 18 (ZONING) SPECIFICALLY 18.06.091(C), OPEN SPACE IN MULTI-FAMILY APARTMENT (MFA), ZONING DISTRICTS - PLANNING COMMISSION APPROVED 5-0-0-0 (2-0950) - Discussion ensued among the Board and staff on the notification process, the centralized open space/patio and balcony requirements, and purpose of the requirement. (2-1195) May Ruth French questioned the size of the patio and balconies. She felt this would impose a hardship on the Developers. Supervisor Bennett moved to introduce on first reading Bill No. 137, AN ORDINANCE AMENDING SECTION 18.06.091 OF THE CARSON CITY MUNICIPAL CODE RELATING TO OPEN SPACE IN MULTI-FAMILY APARTMENT AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Smith seconded the motion. Motion carried 4-0.

BREAK: A lunch recess was declared at 11:25 a.m. When the meeting reconvened at 1:30 p.m. a quorum of the Board was present although Supervisor Feticc was absent.

CITIZEN COMMENTS (2-1275) - Ron Silva elaborated on some problems he had been having with his apartment complex, the Sheriff's Office, and the District Attorney's Office. He felt that the City's Municipal Code/Statutes should be changed to address these situations. He also wanted additional tax funds allocated to the Sheriff's Department and the Deputies' attitude toward merchants modified.

(2-1626) Carl Neathammer explained several programs used in other areas to fight gang problems and keep children in school. Such programs should be encouraged in Carson City. A similar, private/public cooperative program was enumerated including a phasing process. He felt certain that such an effort would be successful and resolve the dropout rate and gang problems.

11. UTILITY DEPARTMENT DIRECTOR - Dorothy Timian-Palmer

A. DISCUSSION OF CARSON CITY GROUNDWATER LEVELS (2-1903) - Ms. Timian-Palmer introduced State Water Engineer Mike Turnipseed. She used an overhead projector to display and explain her

charts on the status of the groundwater levels. Her report indicated the groundwater tables were no longer dropping even though we are in the middle of the sixth year of a drought. She then reviewed her reports on each well. (2-2328) Mr. Turnipseed noted the administrative cap, change in administration, and benefits of the conjunctive use program of ground and surface water rights. If the City can acquire additional Marlette water, it may be possible to remove the cap. Statewide drought problems were noted. Due to Ms. Timian-Palmer's efforts to manage the water system, the amount of groundwater pumping had declined. Marlette pumping terms were outlined. He also noted the amount of surface and ground water rights owned by the City including the Ambrosetti Ponds. Hopefully he will be able to remove the cap and utilize a seven or ten year pumping average. Mayor Teixeira expressed his gratitude about the cooperative working relationship now enjoyed with the State. Mr. Turnipseed felt that the City's 20 to 30 year water needs could be met. He felt that the City's program was an example for other communities. His comments included an explanation of the Dayton Valley, Eagle Valley, and Carson Valley systems. Comments elaborated on the groundwater table decrease at Ross Gold Park, which may be caused by the drop in Clear Creek. Mayor Teixeira thanked Mr. Turnipseed for coming.

(3-0012) Ron Silva expounded on his well problems and maintained that the water table was dropping. Purportedly the City was diverting water from Kings Canyon to other areas and causing this drop. This was placing an undue financial burden on the property owners. Mr. Turnipseed felt that his problem was the result of the drought and not restricted to just his area. He responded to Mr. Silva's questions on the prohibition against using the domestic well for irrigation. The residents, however, felt that the problem was the amount of surface water being removed by the City. Mr. Turnipseed responded by explaining that a majority of the domestic wells are shallow and that the City's rights were a priority based on their dates. Therefore, the usage was legal. The water above the storage tank could not be called a water table as it is "young water" which is in transition to other areas. Supervisor Smith outlined the view residents with wells have about the policy requiring them to tie into the City's system when wells fail. Mr. Turnipseed outlined a well problem around "Windy Hill" in Washoe County as an example of reasons for such failures. Mr. Silva continued to emphasize his problem and his feeling that the City was the culprit. Ms. Timian-Palmer felt that if the average rainfall returned, the well water level would return. Mr. Silva felt the City should reduce the amount removed. Ms. Timian-Palmer stated for the record that the City was allowing a majority of the water to flow down the creek. USGS records will support the fact that there is more water in the Creek now than normal. She felt that the well problems were a direct result of the drought.

(3-0325) May Ruth French felt the law should be changed to allow Mr. Silva to have a domestic well and pump from the other well for irrigation. Mayor Teixeira explained that it would take legislative action to change the law.

8. ACTION ON ADOPTION OF CARSON CITY WATER CONSERVATION PLAN (3-0338) - Ms. Timian-Palmer noted previous Board direction on the Plan and the motion required today. She displayed the University of Nevada Cooperative Extension conservation pamphlet, the Water Conservation Poster Contest flyers, and the charts requested at the last meeting. Discussion noted the rates charged in other areas. State Health Division Representative Jeff Fontaine responded to Board questions concerning the Clean Water Drinking Act surface water regulations and the status of the City's treatment facility. Ms. Timian-Palmer had provided a similar presentation to the Planning Commission and had planned to do a second presentation at its next meeting. Supervisor Tatro moved that the Board approve and adopt the Carson City Conservation Plan. Supervisor Bennett seconded the motion. Motion carried 4-0.

12. DISTRICT ATTORNEY'S OFFICE - Deputy District Attorney Mike Suglia

A. ACTION ON LABOR AGREEMENT WITH THE CARSON CITY SHERIFF'S PROTECTIVE ASSOCIATION; AND B. ACTION ON LABOR AGREEMENT WITH THE CARSON CITY SHERIFF'S SUPERVISORY ASSOCIATION (3-0535) - Mr. Suglia introduced Negotiation Consultant Charles P. Cockerill. Mr. Cockerill then reviewed the negotiated changes in the Contracts and responded to Board questions related to the staggered merit system and the need for improved merit standards. Ms. Walker outlined the fiscal impact. Supervisor Bennett and Mr. Berkich commended the negotiators on the contracts. Supervisor Bennett moved that the Board approve a three year agreement between Carson City and the Carson City Sheriff's

Supervisory Association. Supervisor Tatro seconded the motion. Motion was voted by roll call with the following result: Ayes - Smith, Tatro, Bennett, and Mayor Teixeira. Nays - None. Motion carried 4-0.

Supervisor Bennett moved that the Board approval a four year agreement between Carson City and the Carson City Sheriff's Protective Association. Supervisor Tatro seconded the motion. Motion was voted by roll call with the following result: Ayes - Smith, Tatro, Bennett, and Mayor Teixeira. Nays - None. Motion carried 4-0.

C. ACTION TO APPROVE AGREEMENT FOR PROFESSIONAL SERVICES BETWEEN CARSON CITY AND ALLISON, MACKENZIE, HARTMAN, SOUMBENIOTIS AND RUSSELL LTD. IN THE HALL VERSUS MCGRATH CASE (3-1291) - Discussion ensued among the Board, Ms. Walker, and Mr. Suglia on the lack of an estimated cost. Supervisor Tatro moved that the Board approve the agreement between Carson City and Allison, MacKenzie, Hartman, Soumbeniotis, and Russell, Limited, for legal assistance in a prisoner's civil rights case of Hall versus McGrath with a fiscal impact of \$90 per hour with a total contract not to exceed amount of \$10,000. Supervisor Bennett seconded the motion. Motion carried 4-0.

D. ORDINANCE - FIRST READING - ACTION ON AN ORDINANCE ADDING CHAPTER 8.40 TO THE CARSON CITY MUNICIPAL CODE CREATING THE OFFICE OF CARSON CITY PUBLIC DEFENDER FOR CONFLICT CASES AND OTHER MATTERS PROPERLY RELATED THERETO (3-1388) - Mr. Suglia detailed the proposal. Mayor Teixeira noted the RFP process could begin with introduction of the Bill. Supervisor Smith moved that the Board introduce on first reading Bill No. 138, AN ORDINANCE ADDING CHAPTER 8.40 TO THE CARSON CITY MUNICIPAL CODE CREATING THE OFFICE OF CARSON CITY PUBLIC DEFENDER FOR CONFLICT CASES AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Bennett seconded the motion. Motion carried 4-0.

E. ORDINANCE - SECOND READING - ACTION ON BILL NO. 132, AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE 10.28.070 TO ALLOW THE BOARD OF SUPERVISORS TO DESIGNATE SCHOOL ZONES BY RESOLUTION (3-1433) - Supervisor Tatro moved that the Board adopt Ordinance No. 1992-35 on second reading, AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE SECTION 10.28.080 TO ALLOW THE BOARD OF SUPERVISORS TO DESIGNATE SCHOOL ZONES BY RESOLUTION AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Smith seconded the motion. Motion carried 4-0.

BREAK: A five minute recess was declared at 3:05 p.m. When the meeting reconvened at 3:10 p.m. a quorum was present although Supervisor Feticc was absent.

13. PUBLIC WORKS DIRECTOR - Dan O'Brien

A. ACTION ON A RESOLUTION ESTABLISHING A PETTY CASH FUND IN THE CARSON CITY PUBLIC WORKS DEPARTMENT UTILITY BILLING DIVISION AND ESTABLISHING CONTROL PROCEDURES FOR OPERATION OF THE PETTY CASH FUND (3-1465) - Supervisor Smith moved that the Board adopt Resolution No. 1992-R-40, A RESOLUTION ESTABLISHING A PETTY CASH FUND IN THE CARSON CITY PUBLIC WORKS DEPARTMENT UTILITY BILLING DIVISION AND ESTABLISHING CONTROL PROCEDURES FOR OPERATION OF THE PETTY CASH FUND. Supervisor Bennett seconded the motion. Discussion noted the Internal Auditor had been involved in the proposal and directed his signature be included in future requests for this type. The motion to adopt Resolution 1992-R-40 carried 4-0.

B. ORDINANCES - FIRST READING (3-1525)

i. ACTION ON AN ORDINANCE AND DEVELOPMENT AGREEMENT FOR GEORGE SOETJE REGARDING APN 8-172-26 LOCATED AT 2223 POOLE WAY - Discussion noted the improvements would be installed when determined needed. Supervisor Bennett moved that the Board introduce on

first reading Bill No. 139, AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND GEORGE SOETJE REGARDING ASSESSOR'S PARCEL NO. 8-172-26, LOCATED AT 2223 POOLE WAY, CARSON CITY, NEVADA. Supervisor Smith seconded the motion. Motion carried 4-0.

ii. ACTION ON AN ORDINANCE AND DEVELOPMENT AGREEMENT WITH SIERRA TECHNOLOGY CORP. REGARDING THE CONSTRUCTION OF GRAVES LANE FROM HOT SPRINGS ROAD TO LOMPA LANE (3-1582) - Discussion among staff and the Board included RTC funding. Supervisor Bennett declared her non-fiduciary association through a not-for-profit organization with Mr. Perry, one of Sierra Technology's consultants. Supervisor Smith moved that the Board introduce on first reading Bill No. 140, AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND SIERRA TECHNOLOGY CORP. AND EXCHANGE INTERMEDIARY, INC., REGARDING ASSESSOR'S PARCEL NOS. 8-121-45, 8-121-47, 8-121-59, 8-121-60, 8-121-61, 8-131-47, 8-131-48, 8-131-49, 8-131-64, AND 8-131-65, LOCATED BETWEEN HOT SPRINGS ROAD AND LOMPA LANE AND SOUTH OF HOT SPRINGS ROAD, CARSON CITY, NEVADA. Supervisor Bennett seconded the motion. Supervisor Smith continued his motion to include fiscal impact of a not to exceed amount of \$174,000 from fund 250-3035-431.78-25. Supervisor Bennett continued her second. Supervisor Tatro also disclosed his relationship with the Project Engineer Paul Lumos, however, did not have a relationship with Sierra Technology nor a financial interest in the project. The motion to introduce Bill 140 on first reading carried 4-0.

iii. ACTION ON AN ORDINANCE AND SEWER MAIN REIMBURSEMENT AGREEMENT FOR HARRIS INC. REGARDING APN 8-803-04 LOCATED AT 40 CHINOOK CIRCLE (3-1735) - Supervisor Bennett moved to introduce on first reading Bill No. 141, AN ORDINANCE APPROVING A SEWER MAIN REIMBURSEMENT AGREEMENT BETWEEN CARSON CITY AND HARRIS HOMES INC. REGARDING ASSESSOR'S PARCEL NO. 8-803-04, LOCATED AT 40 CHINOOK CIRCLE, CARSON CITY, NEVADA. Supervisor Tatro seconded the motion. Motion carried 4-0.

iv. ACTION ON AN ORDINANCE AND DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND BEN MADDOX (3-1792) - Discussion noted the cost and justification for oversizing/upgrading at this time. Supervisor Tatro moved to introduce Bill No. 142 on first reading, AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND BEN MADDOX, and approval to execute the development agreement, at a fiscal impact for the City's share of \$49,121.16, funding source is Transmission Line Upgrade 520-3505-435-78-52, which is provided in the 91/92-Water Budget. Supervisor Bennett seconded the motion. Motion carried 4-0.

C. OTHER ITEMS (3-1966)

i. ACTION ON A RESOLUTION CONSENTING TO A NEVADA DEPARTMENT OF TRANSPORTATION EASEMENT RELINQUISHMENT ON CLEARVIEW DRIVE AND ROVENTINI WAY WEST OF HIGHWAY US 395 SOUTH - Discussion ensued on whether the right-of-way was within the bypass. Supervisor Tatro moved that the Board adopt Resolution No. 1992-R-41 allowing the Department of Transportation to relinquish their easement interest in a portion of West Clearview and Roventini Way in Carson City at no fiscal impact. Supervisor Smith seconded the motion. Motion carried 4-0.

ii. ACTION ON A RESOLUTION DESIGNATING THOSE HIGHWAYS OR PORTIONS OF HIGHWAYS AS SCHOOL ZONES (3-2037) - Discussion among the Board and staff noted the effective date, removal of the high school zone, and the cross walk at the high school. Supervisor Tatro moved that the Board adopt Resolution No. 1992-R-42, A RESOLUTION DESIGNATING THOSE HIGHWAYS OR PORTIONS OF HIGHWAYS AS SCHOOL ZONES PURSUANT TO CARSON CITY MUNICIPAL CODE SECTION 10.28.080. Supervisor Bennett seconded the motion. Discussion noted the quality of the maps included in the packet. The motion to adopt Resolution 1992-R-42 carried 4-0.

iii. ACTION ON A STORM DRAIN AGREEMENT CONCERNING STORM WATER

DISCHARGE FROM RIVER KNOLLS P.U.D. (3-2206) - Clarification indicated the purpose of the agreement is to allow the City to enforce maintenance of the ditch and that Exhibit A is a legal description of the Ditch. Supervisor Bennett moved that the Board approve and authorize the Mayor to sign a storm drain agreement concerning the storm water from the River Knolls P.U.D. which changes the point of discharge and holds the City harmless due to the change. Supervisor Smith seconded the motion. Motion carried 4-0.

14. REDEVELOPMENT AUTHORITY MATTERS (3-2310) - Mayor Teixeira then recessed the Board of Supervisors session and passed the gavel to Redevelopment Chairperson Tom Tatro. For Minutes of the Redevelopment Authority, see its folder. Following adjournment of the Redevelopment Authority, Chairperson Tatro passed the gavel to Mayor Teixeira who reconvened the Board of Supervisors. A quorum was present as noted.

BREAK: At 3:55 p.m. a five minute recess was taken. When the meeting reconvened at 4 p.m. a quorum was present although Supervisor Feticc was absent as noted previously.

15. BOARD OF SUPERVISORS

A. ACTION ON REQUEST BY MAINSTREET FOR REIMBURSEMENT BASED ON COMPLETION OF THE REQUIREMENTS UNDER THE CONTRACT FOR FISCAL YEAR 1991-92 (4-0195) - Supervisor Smith moved that the Board authorize the release of \$27,500 allocated in 1991 to the Carson City Mainstreet Program as reimbursement for monies expended in the 1991-92 fiscal year in fulfillment of Mainstreet's obligation to the Authority. Supervisor Tatro seconded the motion. Motion carried 4-0.

B. ACTION ON FUNDING FOR THE NEW SIGNAGE PROGRAM FOR THE DOWNTOWN CORRIDOR (4-0225) - Mr. Berkich outlined the request and noted Redevelopment's approval on June 4. Supervisor Smith moved that the Board approve an amount not to exceed \$1,000 on behalf of Carson City Mainstreet to fund the Downtown Corridor signage program. Supervisor Bennett seconded the motion. Supervisor Smith amended his motion to include the funding source as being the Redevelopment Authority. Supervisor Bennett continued her second. Motion carried 4-0.

Discussion indicated Mainstreet's request for payment of bills would be addressed administratively and did not need to be included in the motion.

E. ACTION ON APPROVAL OF BUDGET AUGMENTATION AND REVISION FOR THE REDEVELOPMENT AUTHORITY FISCAL YEAR 1991-92 BUDGET (4-0275) - Supervisor Smith moved that the Board approve the Carson City Redevelopment Authority Fiscal Year 91-92 Budget Revision and Augmentation in the amount of \$487,464. Supervisor Bennett seconded the motion. Motion carried 4-0.

Supervisor Smith then moved to adopt Resolution No. 1992-R-43, A RESOLUTION AUGMENTING AND AMENDING THE 1991-92 BUDGET OF THE CARSON CITY REDEVELOPMENT AUTHORITY. Supervisor Bennett seconded the motion. Motion carried 4-0.

C. ACTION ON APPROVAL OF PROPOSAL FOR WORKERS' COMPENSATION CLAIMS ADMINISTRATOR SERVICES (4-0295) - Administrative Services Director Walker outlined the request and responded to Board questions on the terms of the contract and the selection procedure. Ms. Walker introduced CDS President Leslie Bell. Supervisor Smith suggested that a selection committee be setup to analyze proposals when the contract terminates. Ms. Walker responded by explaining that a Committee has been established which included the Associations. The Court decision had determined management had the right to determine who would be hired. The Associations would not be involved in this selection process. Caution was urged in considering a committee approach. Supervisor Smith explained his concern that only one individual is involved in the decision making and that the Board is only allowed to ratify that decision. Ms. Walker felt that this year there had not been a choice. CDS had been selected one year ago. She was willing to analyze all of the options in the future.

Discussion ensued on the current SIIS claim procedure. Future claims would be handled by CDS. Ms. Bell outlined the procedures if a different provider is selected after a year. Benefits of the self-insured program were noted. Mayor Teixeira explained his personal contacts on CDS and knowledge of this program. Supervisor Smith moved the Board approve CDS of Nevada as the Claims Administrator for the City's Workers Compensation Self-Insurance Program, fiscal impact of \$12,500 per year, funding source to be the Workers' Compensation Fund. Supervisor Bennett seconded the motion. Motion carried 4-0.

Clarification noted the program would begin July 1 and that the City is 100 percent responsible for the program costs.

D. ACTION ON APPROVAL OF BUDGET AUGMENTATION AND REVISION OF THE CARSON CITY FISCAL YEAR 1991-92 BUDGET (4-0636) - Ms. Walker reviewed the revenue and expenditure increases. Discussion ensued on the increased SCCRT revenue, Residual Equity Transfers, ending General Fund balance, accounts receivables, the Sheriff's traffic enforcement program, ambulance expenditures, arbitrage penalties, and justification for retaining a contracted conflict attorney for indigents. Supervisor Smith moved that the Board adopt Resolution No. 1992-R-44, RESOLUTION TO AUGMENT AND AMEND THE 1991-92 BUDGET OF THE CITY OF CARSON CITY, STATE OF NEVADA in the amount of \$1,485,748. Supervisor Tatro seconded the motion and noted that the Board had received 30 pages of budget information six days earlier. This had given the Board ample opportunity to review and discuss with staff the revisions. The motion to adopt Resolution 1992-R-44 carried 4-0.

16. CITY MANAGER REPORTS, RESOLUTIONS, AND BOARD DIRECTIVES (4-1265)

A. ACTION TO APPROVE CARSON CITY'S PRIORITIES FOR WESTERN NEVADA DEVELOPMENT DISTRICT OVERALL ECONOMIC PLAN FOR FISCAL YEAR 1992-93 - Mr. Berkich briefly explained the item. Supervisor Bennett suggested the Board reconsider the priorities in a Resolution. Supervisor Tatro explained the urgency to have the Board act on the V&T Railroad project today. Mayor Teixeira suggested the priorities be adopted and a resolution ratifying the adoption be considered at the next meeting. Supervisor Bennett moved that the Board of Supervisors approve the recommendations for the 92-93 Overall Economic Development Plan for Western Nevada Development District as Carson City's priorities, which are the following: The development of a proposed restoration project for the historic V&T Railroad to facilitate tourism diversification; Continued development of a regional disposal project with heavy emphasis on a landfill process; and, Continued development of infrastructure projects that will serve to create new and expand existing industry, and to direct the District Attorney to bring back to this Board a formal Resolution for approval. Supervisor Smith seconded the motion. Motion carried 4-0.

B. STATUS REPORTS REGARDING: HISPANIC COUNCIL AND NEIGHBORHOOD YOUTH ISSUE; CHANGEMASTERS; MAINTENANCE OF CLEAR CREEK ROAD; AND, MAINTENANCE OF DEER RUN ROAD (4-1514) - None.

17. BOARD OF SUPERVISORS REPORTS, RESOLUTIONS,, AND PROCLAMATIONS - ISSUES REQUESTED BY MEMBERS OF THE BOARD OF SUPERVISORS

C. SUPERVISOR SMITH (4-1520) - None.

E. SUPERVISOR BENNETT (4-1524) - Reported on the Wilderness horse trip.

D. SUPERVISOR TATRO (4-1551) - Gave Mr. Berkich pamphlets he had picked up during his trip to Virginia pertaining to special events procedures, requirements, and applications. He stressed the need for Carson City to improve the procedures for special events including "one-stop shopping". He gave a brief status report on the V&T Reconstruction Project and detailed a TEAM CLEVELAND Program. This is a convention and visitors bureau program which involves residents in the tourism recruitment process. A letter from Father

Hanley of St. Theresa's Catholic Church requesting information on the City plans to utilize his facility in an emergency and clarification of the individuals who could officiate at weddings was given to Mr. Berkich to handle.

(4-2005) Mayor Teixeira solicited candidates for the Capital Project Advisory Board.

A. MAYOR TEIXEIRA - ACTION ON THE DEVELOPMENT OF AN ALTERNATIVE SENTENCING PROGRAM AS A JOINT VENTURE WITH THE CARSON CITY SCHOOL DISTRICT (4-1895) - The School District's support and Judge Willis' role were outlined. Supervisor Tatro moved that the Board direct the City Manager to develop an Alternative Sentencing Program as a joint venture with the Carson City School District and bring it back to the Board of Supervisors as soon as possible. Supervisor Bennett seconded the motion. Motion carried 4-0.

DETERMINATION/ANNOUNCEMENT OF FUTURE MEETING DATES AND TIMES (4-1975) - Mayor Teixeira announced that the July 2nd Board meeting would include a joint meeting with the Parks and Recreation Commission and Convention and Visitors Bureau on the Events Center.

BREAK: At 5 p.m. an hour recess was taken. When the meeting reconvened at 6 p.m. a quorum of the Board was present although Supervisor Fettic was absent. Staff members present included: City Manager Berkich, Clerk-Recorder Nishikawa, Deputy District Attorney Lipparelli, and Recording Secretary McLaughlin (4-2025).

18. DISCUSSION AND POSSIBLE ACTION REGARDING THE CONTRIBUTION BY T.C.I. INC. TO CARSON CITY FOR PUBLIC ACCESS TELEVISION - Mr. Berkich reviewed his memo on the tentative TCI agreement. He complimented TCI General Manager Terry Nosse on his perseverance and dedication. He felt the package was worth \$325,000. Mr. Nosse complimented Mr. Berkich on his ability to generalize the agreement and stressed that the agreement was pending acceptance by the Corporate level. He felt the agreement was a stepping stone to better communications and relationships in the community. Mayor Teixeira outlined contributions made in other areas. He also briefly explained the expansion plans and complimented both Mr. Nosse and Mr. Berkich on their efforts. Discussion ensued on the type of action desired this evening and the amount of new programs required by the agreement. Supervisor Smith moved that the Board of Supervisors render support for the tentative agreement between Carson City and T.C.I. Cable as presented. Supervisor Bennett seconded the motion. Comments were solicited but none made. The motion was voted and carried 3-1 with Supervisor Tatro voting Naye.

19. JOINT SESSION BETWEEN CARSON CITY BOARD OF SUPERVISORS AND CHARTER REVIEW COMMITTEE (4-2610) - Chairperson Carlson called the Committee to order. Members present were: Chairperson Don Carlson, Vice Chairperson Joan Andreas, Don Amodei, May Ruth French, Pat Jackson, Tom Perkins, Vivian Pickett, Ron Swirczek, Gale Thomssen, and Marie Wolfe. During Chairperson Carlson's introduction of the proposals, roll call was taken and a quorum was determined to be present although Member Hartman was absent.

ACTION BY THE BOARD OF SUPERVISORS TO SUBMIT THE FOLLOWING RESOLUTIONS TO THE LEGISLATURE TO AMEND THE CARSON CITY CHARTER (4-2656) - Chairperson Carlson read a brief statement into the record outlining the work undertaken to reach this point, public participation, and Committee procedures. He commended Mr. Lipparelli on his dedication and assistance. Mayor Teixeira commended the Committee on its efforts and suggested the order in which the Resolutions should be considered. Discussion ensued on the type of action the Board should take.

1. A RESOLUTION TO NEUTRALIZE GENDER SPECIFIC PRONOUNS (4-3055) - Supervisor Bennett moved that the Board of Supervisors accept the recommendation of the Charter Review Committee and adopt a Resolution recommending to the Legislature an amendment to the Carson City Charter to neutralize the gender specific pronouns and other matters properly related thereto. Mr. Lipparelli suggested the motion be to adopt the Charter Review Committee's resolution which not require a Board Resolution. Supervisor

Bennett amended her motion to be that the Board of Supervisors accept the recommendation of the Charter Review Committee to recommend to the Legislature an amendment to the City Charter to neutralize the gender specific pronouns and other matters properly related thereto. Supervisor Tatro seconded the motion. Motion carried 4-0.

2. A RESOLUTION TO RETAIN CERTAIN USES OF ORMSBY COUNTY IN THE CHARTER (5-0065) - Member French outlined her rationale behind the proposal. Supervisor Smith moved that the Board accept the Charter Review Committee's recommendation to retain certain uses of Ormsby County in the Charter and recommend approval to the Legislature. Supervisor Tatro seconded the motion. Motion carried 4-0.

3. A RESOLUTION TO LENGTHEN THE RESIDENCY REQUIREMENT FOR CANDIDATES FOR THE OFFICE OF MAYOR AND SUPERVISORS TO ONE YEAR (5-0089) - Member Andreas explained the concern that new residents lack adequate information on the community whereas one year residents would be better informed. Member Pickett supported the modification. Discussion ensued concerning the filing requirements and concern that the candidate should reside in the ward longer than one day. Chairperson Carlson explained his feeling that six months or one year residency should not be a qualification. Member Andreas noted Boulder City and Henderson's two and three year residency requirements. Supervisor Tatro moved that the Board accept the recommendation of the Charter Review Committee and recommend to the Legislature an amendment to the City Charter to lengthen residency requirements for Mayor and Supervisors as indicated in Resolution No. 3. Supervisor Smith seconded the motion. Supervisor Bennett noted the requirements of 293.1755 that states 30 days. Mr. Lipparelli outlined the constitutional requirements. An extension of the residency requirement could be made by the County/City, however, any extension beyond one year may be denied by the Court. The motion to accept and recommend to the Legislature a modification to the residency requirements for the Mayor and Supervisors offices was voted by roll call with the following result: Ayes - Smith, Tatro, Bennett, and Mayor Teixeira. Nays - none. Motion carried 4-0.

7. A RESOLUTION TO PROVIDE FOR THE INVESTMENT OF SURPLUS MONEY BY THE TREASURER IN THE MANNER PROVIDED BY N.R.S. 355 (5-0367) - Treasurer Ted Thornton iterated reasons for inclusion of the Statute in the Charter. Mr. Thornton also felt the investment policy should be adopted by the Board and included in the Charter as well. Member Swirczek explained the Committee's recommendation had included as the second requirement of the Resolution that the Treasurer would annually review and modify the policy. Mr. Lipparelli indicated the policy requirement could be added to the Board's motion. Member Jackson read the second page of the Resolution which included the requirement. Mr. Nishikawa presented the original Resolution to the Board which contained the missing page. Supervisor Tatro read the original Charter Review Committee Resolution into the record. The Committee verified its content. Chairperson Carlson had signed the Resolution. Supervisor Tatro moved that the Board accept Resolution Number 7 as recommended by the Charter Review Committee which recommends to the Legislature changes to the Charter to authorize the establishment of an investment policy and to provide for the investment of surplus monies by the Treasurer in the manner provided for in NRS 355. Supervisor Bennett seconded the motion. Motion carried 4-0.

8. A RESOLUTION TO INCORPORATE THE PROVISIONS OF THE NEVADA OPEN MEETING LAW (N.R.S. 241) INTO THE CHARTER (5-0668) - Supervisor Smith moved that the Board accept the Charter Review Committee's recommendation and recommend to the Legislature an amendment to the Carson City Charter to incorporate the provisions of the Nevada Open Meeting Law into the Charter. Supervisor Bennett seconded the motion. Motion carried 4-0.

Following the vote Member Thomssen left the meeting. A quorum of the Committee was still present.

9. A RESOLUTION TO PROVIDE REMOVAL FROM OFFICE OF ELECTED OFFICIALS IN ACCORDANCE WITH THE PROCEDURES ESTABLISHED BY STATE LAW (N.R.S. 283.300 AND 283.430) (5-0691) - Chairperson Carlson explained the reasons behind the recommendation. Mr. Lipparelli explained that the Charter had originally been borrowed from Sparks and was not amended when the Ethics

Ordinance was adopted. Differences between Sparks' removal procedures and that outlined in the Statutes were noted. Clarification indicated the Code modification could not be handled this evening and that the Ordinance draft would have to be brought back in the future. Supervisor Smith moved that the Board of Supervisors accept the Charter Review Commission's recommendation and amend Section 2.34.100 of the Carson City Municipal Code to provide for the removal from the office of an elected officials in the procedure established in Sate Law NRS 283.300 to NRS 283.430 inclusive. Supervisor Bennett seconded the motion. Mr. Lipparelli explained the procedure to amend the Code. Chairperson Carlson felt that this procedure was in line with the Committee's recommendation. Motion carried 4-0.

10. A RESOLUTION TO REVISE THE DUTIES OF THE PURCHASING AGENT AND CHANGE THE TITLE OF THAT OFFICE TO PURCHASING AND CONTRACT DIRECTOR (5-0878) - Mr. Lipparelli outlined a typographical error found on Line 14, Page 1, which had inadvertently left out the word director. Purchasing Agent Basil "Butch" Moreto iterated the reasons for the recommendation. Members Swirczek and Amodei iterated their reasons for feeling the change was warranted. Supervisor Tatro moved that the Board accept Resolution No. 10 of the recommendations from the Charter Review Committee that the Board of Supervisors recommend to the Legislature an amendment to the Carson City Charter to revise the duties of the Purchasing Agent and change the title of that office as presented with the changes as noted by Mr. Lipparelli. Supervisor Bennett seconded the motion. Motion carried 4-0.

11. A RESOLUTION TO ASSURE THROUGH ADMINISTRATIVE PROCEDURES THAT RECORDS OF HISTORICAL SIGNIFICANCE ARE PRESERVED (5-1105) - Discussion noted the Board did not have a copy of this Resolution. Member Amodei outlined his reasons for suggesting the preservation of records of historical significance. He did not feel that the recommendation had been for a Resolution but was merely a recommendation to the Board to administratively address the situation. Supervisor Bennett commended him on his efforts and urged him to continue supporting his proposal by reminding the Board of the funding needs for this purpose at budget time. Member Amodei then noted that either the State Archives or State Library could provide direction and guidance on a policy for records management. Supervisor Bennett then moved that the Board of Supervisors accept Resolution No. 11 from the Charter Review Committee, a Resolution recommending that the Board of Supervisors mandate a Records Management Program. Supervisor Smith seconded the motion. Motion carried 4-0.

4. A RESOLUTION TO SPLIT THE OFFICE OF CLERK-RECORDER INTO TWO SEPARATE OFFICES (5-1278) - Clerk-Recorder Nishikawa outlined his reasons for recommending the split and responded to Board questions on the separation of duties and differences in the Clerk and Recorder functions. Member Perkins outlined his support for the split. Member Swirczek expressed his feeling that the office should not be split and recommended a Deputy Recorder be retained. If the Board supported the split, then he felt that the electorate should decide the issue before going to the Legislature. Member French urged the Board to place the issue before the electorate. Discussion questioned the adequacy of funding for personnel needs in this Department and whether the split would be necessary if a Deputy Recorder is authorized. Statutory requirements mandating the election of a Recorder and procedures for modifying the election requirement were outlined. Mayor Teixeira urged Mr. Nishikawa to analyze the other options. Supervisor Tatro disclosed his wife's employment as an escrow officer and Board of Director for Northern Nevada Title. Supervisor Tatro would not benefit from a decision on this issue and, therefore, did not feel he had a conflict of interest. He also explained his feeling that the Recorder's duties may be part of the Administrative Services duties and should be considered for transfer to that Division. He did not feel that another elected position was needed. Member French supported having the electorate consider the issue. Supervisor Smith expressed his concern about the impact separating the offices would have on the budget. Mayor Teixeira recommended placing the issue on the ballot as an advisory question. Additional discussion ensued on the appointment of a Deputy Recorder which could be handled administratively. Member Amodei recommended the Board submit a Legislative change in title and that a Deputy be retained.

(5-2296) Dave Merideth recommended a Legislative change in title to Clerk and have the Clerk appoint a Recorder under his division.

Mr. Lipparelli outlined the need to modify the Charter as one elected individual currently handles the two separate functions. Therefore, the Legislature would have to modify the Charter unless the electorate petitions for the change.

(5-2385) Kurt Brown felt the question was one of management and adequate funding. (5-2406) Mr. Thornton iterated his reasons for feeling that the Clerk-Treasurer split had been justified based on the common denominator in the Clerk-Recorder functions. The Recorder function was a constitutionally mandated elected office. He would support a split of the Clerk-Recorder functions if the Recorder duties included Records Management which was a function the Board had never considered seriously nor allocated an appropriate funding level.

Supervisor Bennett expressed her feeling that the Board needed to consider addressing Records Management rather than a Charter amendment. Mayor Teixeira supported her comments and recommended contracting the Records Management program. Supervisor for a Deputy Recorder was also indicated. Supervisor Bennett moved that the Board of Supervisors table the recommendation of Resolution No. 4 from the Charter Review Committee, A recommendation to the Legislature to amend the Charter to split the office of Clerk-Recorder into two separate offices. Supervisor Smith seconded the motion. Comments were solicited but none made. The motion was voted by roll call with the following result: Ayes - Tatro, Smith, Bennett, and Mayor Teixeira. Nays - None. Motion carried 4-0.

BREAK: At 7:50 p.m. a five minute recess was declared. When the meeting reconvened at 7:55 p.m., a quorum of the Board and Committee were present as noted.

5. A RESOLUTION TO INCREASE THE SALARY OF THE MAYOR (5-2935) - Member Perkins detailed the reasons for recommending an increase in the salary rather than an increased expense account. Chairperson Carlson noted that the last time this issue was considered was in 1985. Member Swirczek iterated his support for the proposed increase. Member French iterated her feeling that the Mayor did not accept the position for monetary reasons. Supervisor Tatro expressed his feeling that additional compensation was warranted specifically if quality candidates were to continue to apply. Member French rebutted his comments. Member Andreas explained that the proposal would only increase the Mayor's salary \$4500. Member Amodei iterated his support. Supervisor Smith supported the proposal, however, felt the electorate should make the decision. Supervisor Bennett supported the recommendation and expressed her feeling that all of the Supervisors needed an increase. Member French felt the electorate should consider the issue. Mayor Teixeira acknowledged the points which had been made and supported the proposal to increase all of the Supervisors' salaries. He could not vote for the proposal due to his desire to have the electorate consider the issue. Mr. Lipparelli explained the Committee's Resolution No. 12 which would place some of the issues on the ballot. Discussion ensued on whether the Mayor should abstain from voting on the issue, issues related to the potential of the electorate approving the proposal, and date when the ballot question should be considered. Mayor Teixeira recommended the issue be tabled until after the 1992 General Election. Supervisor Smith moved that the Board table the recommendation from the Charter Review Committee for a recommendation to the Legislature of an amendment to the Carson City Charter to increase the salary of the Mayor and other matters properly related thereto. Supervisors Tatro and Bennett seconded the motion. Discussion ensued concerning when the matter would be reconsidered. Supervisor Smith withdrew his motion and Supervisors Tatro and Bennett withdrew their seconded. Supervisor Smith then moved that the Board of Supervisors reject the Charter Review Commission's recommendation to submit the proposed resolution of an amendment to the Carson City Charter to increase the salary of the Mayor and other matters properly related thereto. When a second was not forthcoming Mayor Teixeira passed the gavel to Mayor Pro-Tem Bennett and seconded the motion. Supervisor Smith then explained his intent to place the issue on the 1994 General Election Ballot as an advisory question. Supervisor Tatro noted that this would not mandate the placement of the ballot question if future Board determine it unwarranted. The motion to reject the Commission's recommendation was voted by roll call with the following result: Ayes - Tatro; Smith; Mayor Teixeira; and Mayor Pro-Tem Bennett. Nays - None. Motion carried 4-0. Mayor Pro-Tem Bennett returned the gavel to Mayor Teixeira.

Supervisor Smith then moved that the Board of Supervisors place the issue pursuant to Resolution No. 5 as proposed by the Charter Review Commission on the 1994 General Election Ballot as an advisory question. Supervisor Bennett seconded the motion. Chairperson Carlson iterated the methods by which the Charter could be amended. Discussion indicated the Charter could also be amended without Legislative action. If approved by the electorate and the Charter is appropriately amended the increase would occur in 1995. The motion to place the issue on the 1994 General Election Ballot as an advisory question was voted by roll call with the following results: Ayes - Tatro, Bennett, Smith, and Mayor Teixeira. Nays - None. Motion carried 4-0.

6. A RESOLUTION TO PROVIDE FOR NOMINATION AT THE WARD LEVEL AND ELECTION-AT-LARGE OF THE SUPERVISORS (6-1345) - Chairperson Carlson outlined the resolution reached through compromising the different proposals. The pros and cons were discussed at length. Chairperson Carlson stressed that the proposal only nominated from the Wards. Supervisor Smith moved that the Board of Supervisors reject the Charter Review Commission's recommendation to recommend Resolution No. 6 for an amendment to the City's Charter to provide for the election of Supervisors from their Wards in the Primary Elections to the Legislature. Supervisor Tatro seconded the motion. Supervisor Smith explained his intent. The motion to reject Resolution No. 6 was voted by roll call with the following result: Ayes - Bennett, Tatro, Smith, and Mayor Teixeira. Nays - None. Motion carried 4-0.

Supervisor Smith then moved that the Board of Supervisors place the Charter Review Commission's Resolution No. 6 on the November General Election Ballot as an advisory question. Supervisor Bennett seconded the motion. Discussion noted this would place the question on the ballot and take it to the Legislature for consideration in 1993. Discussion indicated the need to modify the motion. Supervisor Smith then withdrew his motion and Supervisor Bennett withdrew her second. Supervisor Smith then moved that the Board of Supervisors direct the District Attorney to prepare a ballot question for the November 1992 General Election containing the intent of Resolution No. 6 as proposed to the Board of Supervisors by the Charter Review Commission and be submitted to the Charter Review Commission for their approval and brought back to the Board of Supervisors. Supervisor Smith seconded the motion. Motion was voted by roll call with the following results: Tatro - No; Bennett - Yes; Smith - Yes; and Mayor Teixeira - Yes. Motion carried 3-1.

Mayor Teixeira commended the Committee on its endeavors.

Member Andreas moved to adjourn the Charter Review Committee. Member Jackson seconded the motion. Motion carried unanimously. Chairperson Carlson adjourned the Charter Review Commission.

Supervisor Smith moved to adjourn. Supervisor Bennett seconded the motion. Motion carried unanimously. Mayor Teixeira adjourned the meeting at 9:10 p.m.

The Minutes of the June 18, 1992, Carson City Board of Supervisors meeting

ARE SO APPROVED ON ___September_17___, 1992.

/s/_____
Marv Teixeira, Mayor

ATTEST:

/s/_____

CARSON CITY BOARD OF SUPERVISORS
Minutes of the June 18, 1992, Meeting
Page 17

Kiyoshi Nishikawa, Clerk-Recorder