

CARSON CITY BOARD OF SUPERVISORS

Minutes of the December 5, 2002, Meeting

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A regularly scheduled meeting of the Carson City Board of Supervisors was held on Thursday, December 5, 2002, at the Community Center Sierra Room, 851 East William Street, Carson City, Nevada, beginning at 8:30 a.m.

PRESENT:	Ray Masayko	Mayor
	Jon Plank	Supervisor, Ward 2
	Robin Williamson	Supervisor, Ward 1
	Pete Livermore	Supervisor, Ward 3
	Richard S. Staub	Supervisor, Ward 4

STAFF PRESENT:	John Berkich	City Manager
	David Heath	Finance Director
	Sheila Banister	Chief Juvenile Probation Officer
	Dave Dawley	Chief Deputy Assessor (Assessor-elect)
	Cheryl Adams	Deputy Purchasing Director
	Melanie Bruketta	Deputy District Attorney
	Katherine McLaughlin	Recording Secretary
	Justine Chambers	Contracts Coordinator

(B.O.S. 12/5/02 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. A moment of silence was held in lieu of the Invocation. Mayor Masayko lead the Pledge.

CITIZEN COMMENTS (1-0020) - None.

1. APPROVAL OF MINUTES - 11/9/01 WORKSHOP (1-0022) - Supervisor Plank moved to approve the Minutes of the November 9, 2001, Special Workshop Session as presented. Supervisor Williamson seconded the motion. Motion carried 5-0.

2. AGENDA MODIFICATIONS (1-0037) - Item 5 was pulled from the agenda as the item will be handled by the Carson City and State Boards of Equalization.

3. CONSENT AGENDA (1-0050)

3-1. SHERIFF - ACTION TO APPROVE THE ACCEPTANCE OF THE 2002 OFFICE OF TRAFFIC SAFETY AUTOMATED CITATION SYSTEM NCATS IMPLEMENTATION GRANT

3-2. ASSESSOR

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A. ACTION TO APPROVE THE REMOVAL OF TAXES FOR THE 2002-2003 FISCAL YEAR ON APN 4-188-07, WHICH WAS PURCHASED BY THE STATE OF NEVADA ON OCTOBER 15, 2002, PER NRS 361.055

B. ACTION TO APPROVE THE REFUND AND REMOVAL OF TAXES ON A CONVERTED MOBILE HOME LOCATED ON APN 8-183-19 FOR THE 2000/2001, 2001/2002 AND 2002/2003 TAX YEARS PER NRS 361.765

3-3. FIRE DEPARTMENT - ACTION TO AUTHORIZE THE FIRE DEPARTMENT TO PAY ROAD RESCUE, INC., AN ADDITIONAL \$540 FOR THE PURCHASE OF TWO (2) TYPE I AMBULANCES (FILE NO. 0102-120)

3-4. CARSON CITY AIRPORT AUTHORITY - ACTION TO APPROVE THE FOURTH ADDENDUM TO THE AIRPORT LEASE WITH MENTORS UNLIMITED, INC., REDUCING THE SIZE OF THE LEASEHOLD, AND APPROVAL OF SEPARATE AIRPORT LEASE ON IDENTICAL TERMS TO THE BYARD FAMILY TRUST FOR THE REMOVED AREA

3-5. DEVELOPMENT SERVICES - CONTRACTS

A. ACTION TO ACCEPT STAFF'S RECOMMENDATION ON FUJI PARK SITE IMPROVEMENT PROJECT AGREEMENT, WHICH IS FOR THE DESIGN DEVELOPMENT OF FUJI PARK IN ACCORDANCE WITH THE CONCEPTUAL MASTER PLAN PREVIOUSLY APPROVED BY THE BOARD OF SUPERVISORS CONTRACT NO. 2001-1007 TO LUMOS AND ASSOCIATES, INC., FOR AN AMENDMENT NO. 2 AMOUNT OF \$2,000 AND AUTHORIZE THE ISSUANCE OF AMENDMENTS FOR A NOT TO EXCEED AMOUNT OF \$8,000

B. ACTION TO ACCEPT THE WORK AS COMPLETE AND APPROVE THIS RELEASE OF FINAL PAYMENT ON THE WWTP MULTI-USE PATH LANDSCAPING IMPROVEMENTS, CONTRACT NO. 2001-138 AS SUBMITTED BY DEVELOPMENT SERVICES TO WHISPERING PINES LANDSCAPE, 2661 FULLER AVENUE, MINDEN, NV 89423 FOR A FINAL PAYMENT AMOUNT OF \$12,140 AND ACCEPT THE CONTRACT SUMMARY AS PRESENTED

C. ACTION TO ACCEPT THE WORK AS COMPLETE AND APPROVE THIS RELEASE OF FINAL PAYMENT ON THE CARSON CITY JUVENILE JUSTICE FACILITY EXPANSION PROJECT, CONTRACT NO. 2001-062 AS SUBMITTED BY DEVELOPMENT SERVICES TO ERIC ROBINSON CONSTRUCTION, 4120 SANTA FE DRIVE, FALLON, NV 89406 FOR A FINAL PAYMENT AMOUNT OF \$13,648 AND ACCEPT THE CONTRACT SUMMARY AS PRESENTED

D. ACTION TO ACCEPT DEVELOPMENT SERVICES RECOMMENDATION ON JUVENILE CENTER ARCHITECTURAL SERVICES, CONTRACT NO. 9798-218 AND AUTHORIZE DEVELOPMENT SERVICES TO ISSUE PAYMENTS TO GANTHNER MELBY, LLC, 5190 NEIL ROAD, SUITE 231, RENO, NEVADA 89502 FOR AN AMENDMENT NO. 3 AMOUNT OF \$6,244.12

3-6. FINANCE

A. ACTION TO RATIFY THE EXPENDITURE APPROVAL LISTING FOR THE MONTH OF NOVEMBER 2002

B. ACTION TO APPROVE THE ADOPTION OF THE REVISED CARSON CITY FINANCIAL AND BUDGET POLICIES DOCUMENT

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3-7. HUMAN RESOURCES

A. ACTION TO REAPPOINT THREE APPLICANTS TO THE SHADE TREE COUNCIL

B. ACTION TO ACCEPT A RESOLUTION TO ADOPT A POLICY REGARDING RELOCATION ASSISTANCE FOR SELECTED MANAGERIAL AND HARD-TO-FILL POSITIONS - Discussion noted that none of the applicants for the Shade Tree Council were present. Mayor Masayko thanked them for volunteering and their service to the community. Supervisor Plank moved to approve the 13 items from the seven Departments as listed on the Consent Agenda and added Resolution No. 2002-R-63 to Item 3-7B and announced the three reappointees to the Shade Tree Council; they were: Carole Brewer, Roy Trenoweth, and Isabel Young. Supervisor Williamson seconded the motion. Motion carried 5-0.

4. BOARD OF SUPERVISORS - NON-ACTION ITEMS (1-0090)

A. INTERNAL COMMUNICATIONS AND ADMINISTRATIVE MATTERS - Supervisor Williamson reported on the Board's goals setting workshop and Assessor Kit Weaver's retirement party. She thanked him for his assistance with the Redevelopment Authority items and wished him successful in his future endeavors. She then reported on the Home Consortium meeting and the Merit Awards Committee meeting. She hoped that the community had a good Thanksgiving holiday. She announced her intent to be a bell ringer for the Salvation Army at the North Carson Street Albertson's on Saturday and to attend the City and State Christmas Tree Lighting ceremonies and the City Hall Open House. Mayor Masayko asked her to relay his thanks to the Redevelopment Authority Citizens Committee for its support for these programs. Supervisors Plank and Williamson discussed the refinancing activity now occurring with the Home Buyers Program which is caused by the low interest rates. It was felt that the refinancing is "rolling funds back into the program". Supervisor Plank reported on the following meetings/activities: the Board's goal setting workshop; Kit Weaver's retirement party; Dave Morgan's news sessions; his family's Thanksgiving activities; the Retired Public Employees Association of Nevada luncheon; the Parks and Recreation Commission meeting; and his Sertoma activities. He announced RTC's December 10 meeting and TRPA's December 18 meeting dates. He thanked Stacy Wilke for her work on the Parks and Recreation Commission. He announced Parks and Recreation Commissioner Larry Osborne's resignation from the Commission due to his Chamber of Commerce commitments at the Legislature. He also explained the TRPA's scenic program and its regulations. Mayor Masayko reported on the Board's goal setting session; Kit Weaver's "pre-retirement dinner"; the Convention and Visitors Bureau meeting; V&T Railroad meetings; his Christmas tree cutting activity; and the Statewide Transportation Technical Advisory Committee meeting. He announced the Nevada Commission for the Reconstruction of the V&T Railroad meeting to be held on December 9 at the Legislature at 4 p.m. and the Silver and Snowflakes program. He urged the public to participate in the State and City tree lighting programs. Discussion indicated that refreshments will be served at the City Hall Open House. Discussion also indicated that the PRIDE funds will go through the next biennium and questioned the effectiveness of this trial program. The ridership does not appear to be there to warrant the costs. There have been cutbacks in the schedule. Supervisor Livermore asked Deputy Chief Assessor and Assessor-elect Dave Dawley to relay his apology to Mr. Weaver for missing his retirement party and his condolences. He explained a discussion he had with Mr. Weaver regarding his retirement plans and wished him well in the future. His family activities on November 21 were described. He reported on the Board's workshop goal setting session and thanked City Manager's Management Assistants Janet Busse and Rose Gardner for their work on it. He then reported on his attendance at

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the following: the Hospital Board of Trustees meeting and announced the corporation's new name, which will be used after the new regional center is construction, as being the Carson-Tahoe Regional Medical Center; his family's Thanksgiving activities including compliments to his wife on her Turkey Bone Gumbo; the Carson Humane Society's fundraiser; Mental Health Coalition's Legislative Committee meeting; the Hospital's Strategic Planning Committee meeting; a discussion with City Manager John Berkich and Street Operations Manager John Flansberg regarding the road construction that had been done in the vicinity of the Mexican Dam and the residents belief that more funds had been allocated than he recalled and asked that RTC assist in finding a solution for that area. He also explained the history of the roads at Governor's Field. He thanked the Parks and Recreation Commission for placing its maintenance at the top of the priority list. He announced the opening of the Dayton Urgent Care Center. Supervisor Staub reported on the goal setting session; a meeting with Rev. Ken Haskins of the First Christian Church, Development Services Director Andrew Burnham, and Street Operations Manager John Flansberg regarding the acquisition of the church site; the Community Council on Youth Executive Board meeting; and his family's Thanksgiving activities. He also congratulated Mr. Weaver on his retirement. He apologized for missing the retirement party. He wished Mr. Weaver well in his retirement. He also expressed his regret at hearing that Mr. Osborne was resigning from the Parks and Recreation Commission. He hoped that he will remain on the Debt Management Commission. He announced his plans to attend the State and City Christmas Tree Lighting activities. He indicated that he would not attend the City Hall Open House as he planned to attend his daughter's Christmas concert. He also explained his plans for obtaining his family's Christmas tree. He then cited a news article regarding the City's drop in sales tax revenue which he felt clearly indicated the need for a public information officer. Mayor Masayko then described Phil Olson's beard and an idea to have an international beard contest during next year's Nevada Day activities. He acknowledged that there has been a local beard contest.

B. STAFF COMMENTS AND STATUS REPORT (1-0953) - None.

RECESS: A recess was declared at 9:29 a.m. The entire Board was present when Mayor Masayko reconvened the meeting at 9:41 a.m., constituting a quorum.

5. ASSESSOR - ACTION TO APPROVE THE ADDITION TO THE 2002/2003 TAX ROLL THE TAXES ON APN 7-511-02 AND 8-054-16 WHICH ARE OWNED BY THE CARSON-TAHOE HOSPITAL (1-0037) (1-0985) - Pulled.

6. COMMUNITY DEVELOPMENT - Director Walter Sullivan

A. ACTION TO ADOPT BILL NO. 143 ON SECOND READING, AN ORDINANCE AMENDING CARSON CITY DEVELOPMENT STANDARDS DIVISION 1.10, PERSONAL STORAGE AND STORAGE CONTAINERS, TO ALLOW STORAGE CONTAINERS TO BE USED WITHIN INDUSTRIAL, COMMERCIAL, AND PUBLIC DISTRICTS, AND ADDING STANDARDS FOR THE USE OF STORAGE CONTAINERS, AND OTHER MATTERS PROPERLY RELATED THERETO (1-0989) - Mayor Masayko indicated for the record that he had not been contacted by anyone regarding either Item A or B during the two-week interval since the first reading of the ordinance. Mr. Sullivan indicated that he had received two telephone calls supporting this ordinance. Discussion indicated that the ordinance will allow the containers to remain on either a temporary or permanent basis. There are design standards for those

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that are to remain on a permanent basis which includes landscaping/screening. Supervisor Plank suggested that a safety feature be required on the containers to prohibit an individual from locking him/herself in it. Mayor Masayko suggested that a warning be given to the individual when he/she obtains the permit. Additional comments were solicited but none were given. Supervisor Plank moved to adopt on second reading Bill No. 143, Ordinance No. 2002-40, AN ORDINANCE AMENDING CARSON CITY DEVELOPMENT STANDARDS DIVISION 1.10, PERSONAL STORAGE AND STORAGE CONTAINERS, TO ALLOW STORAGE CONTAINERS TO BE USED WITHIN INDUSTRIAL, COMMERCIAL, AND PUBLIC DISTRICTS, AND ADDING STANDARDS FOR THE USE OF STORAGE CONTAINERS, AND OTHER MATTERS PROPERLY RELATED THERETO, File No. A-02/03-9, no fiscal impact. Supervisor Livermore seconded the motion. Motion carried 5-0.

B. ACTION TO ADOPT BILL NO. 144 ON SECOND READING, AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE, TITLE 18, ZONING, SECTION 18.02.045, NOTICE OF COMMISSION HEARINGS, SPECIFICALLY BY CLARIFYING NOTICING REQUIREMENTS FOR LAND USE MAP AMENDMENTS OR ELEMENTS, MASTER PLAN ELEMENTS, TITLE 18 CODE AMENDMENTS AND RIGHT-OF-WAY ABANDONMENTS; AND SECTION 18.02.070, MASTER PLAN, SPECIFICALLY BY ADDING SECTION 18.02.070(6)(B) WHICH STATES THAT MASTER PLAN ELEMENTS CAN BE INITIATED BY THE BOARD OF SUPERVISORS AND THE PLANNING COMMISSION; AMENDING SECTION 18.02.070(6)(B) TO INCLUDE MASTER PLAN ELEMENTS AS AN AMENDMENT TO THE MASTER PLAN; BY AMENDING SECTION 18.02.070(6)(D) TO CLARIFY WHEN MASTER PLAN AMENDMENTS CAN BE SUBMITTED; AMENDING SECTION 18.02.070(6)(F) TO INCLUDE REFERENCE TO MASTER PLAN ELEMENTS; AMENDING SECTION 18.02.070(7) TO INCLUDE REFERENCE TO MASTER PLAN ELEMENTS; SECTION 18.02.070(7)(A) TO INCLUDE REFERENCE TO MASTER PLAN ELEMENTS; AMENDING SECTION 18.02.070(7)(E) TO INCLUDE REFERENCE TO MASTER PLAN ELEMENTS; AMENDING SECTION 18.02.070(8) TO INCLUDE REFERENCE TO MASTER PLAN ELEMENTS AND NOTICING REQUIREMENTS; AMENDING SECTION 18.02.070(9) TO INCLUDE REFERENCE TO MASTER PLAN ELEMENTS AND TO TEXT; ADDING SECTIONS 18.02.070(10)(E)(1), (2) AND (3) FINDINGS OF FACT; AMENDING SECTION 18.02.070(11) TO INCLUDE REFERENCE TO MASTER PLAN ELEMENTS; ADDING SECTION 18.02.070(12)(C) REGARDING THE TIME LIMIT TO FORWARD A DENIED MASTER PLAN ELEMENT APPLICATION TO THE BOARD OF SUPERVISORS; AMENDING SECTION 18.02.070(13) TO ADD MASTER PLAN AMENDMENTS TO THE TITLE; ADDING SECTION 18.02.070(14)(A), (B) AND (C) WHICH OUTLINES THE PROCEDURES FOR A MASTER PLAN ELEMENT HEARING BEFORE THE BOARD OF SUPERVISORS; AMENDING SECTION 18.02.070(16) TO INCLUDE REFERENCE TO MASTER PLAN ELEMENTS AND COMPLIANCE WITH NOTICING PROCEDURES; AND OTHER MATTERS PROPERLY RELATED THERETO (1-1055)- Neither Mayor Masayko nor Mr. Sullivan had received any comments on this ordinance since the first reading. Supervisor Plank moved to adopt Bill No. 144 on second reading, Ordinance No. 2002-41, AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE, TITLE 18, ZONING, SECTION 18.02.045, NOTICE OF COMMISSION HEARINGS, SPECIFICALLY BY CLARIFYING NOTICING REQUIREMENTS FOR LAND USE MAP AMENDMENTS OR ELEMENTS, MASTER PLAN ELEMENTS, TITLE 18 CODE AMENDMENTS AND RIGHT-OF-WAY ABANDONMENTS; AND SECTION 18.02.070, MASTER PLAN,

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SPECIFICALLY BY ADDING SECTION 18.02.070(6)(B) WHICH STATES THAT MASTER PLAN ELEMENTS CAN BE INITIATED BY THE BOARD OF SUPERVISORS AND THE PLANNING COMMISSION; AMENDING SECTION 18.02.070(6)(B) TO INCLUDE MASTER PLAN ELEMENTS AS AN AMENDMENT TO THE MASTER PLAN; BY AMENDING SECTION 18.02.070(6)(D) TO CLARIFY WHEN MASTER PLAN AMENDMENTS CAN BE SUBMITTED; AMENDING SECTION 18.02.070(6)(F) TO INCLUDE REFERENCE TO MASTER PLAN ELEMENTS; AMENDING SECTION 18.02.070(7) TO INCLUDE REFERENCE TO MASTER PLAN ELEMENTS; SECTION 18.02.070(7)(A) TO INCLUDE REFERENCE TO MASTER PLAN ELEMENTS; AMENDING SECTION 18.02.070(7)(E) TO INCLUDE REFERENCE TO MASTER PLAN ELEMENTS; AMENDING SECTION 18.02.070(8) TO INCLUDE REFERENCE TO MASTER PLAN ELEMENTS AND NOTICING REQUIREMENTS; AMENDING SECTION 18.02.070(9) TO INCLUDE REFERENCE TO MASTER PLAN ELEMENTS AND TO TEXT; ADDING SECTIONS 18.02.070(10)(E)(1), (2) AND (3) FINDINGS OF FACT; AMENDING SECTION 18.02.070(11) TO INCLUDE REFERENCE TO MASTER PLAN ELEMENTS; ADDING SECTION 18.02.070(12)(C) REGARDING THE TIME LIMIT TO FORWARD A DENIED MASTER PLAN ELEMENT APPLICATION TO THE BOARD OF SUPERVISORS; AMENDING SECTION 18.02.070(13) TO ADD MASTER PLAN AMENDMENTS TO THE TITLE; ADDING SECTION 18.02.070(14)(A), (B) AND (C) WHICH OUTLINES THE PROCEDURES FOR A MASTER PLAN ELEMENT HEARING BEFORE THE BOARD OF SUPERVISORS; AMENDING SECTION 18.02.070(16) TO INCLUDE REFERENCE TO MASTER PLAN ELEMENTS AND COMPLIANCE WITH NOTICING PROCEDURES; AND OTHER MATTERS PROPERLY RELATED THERETO, File No. A-02/03-8, no fiscal impact. Supervisor Williamson seconded the motion. Motion carried 5-0.

7. DEVELOPMENT SERVICES - ENGINEERING - City Engineer Larry Werner - PRESENT-ATION ON THE PROGRESS OF THE GIS DEVELOPMENT PROJECT BY DEVELOPMENT SERVICES STAFF AND REPRESENTATIVES FROM HDR ENGINEERING, INC. (1-1152) - HDR Engineering Representative Dr. J. G. "Koos" Prins, Development Services Director Andrew Burnham, Tom Keeton- The term "GIS" was explained. A booklet was distributed to the Board and Clerk. (A copy is in the file.) Its slides were shown and explained. The concept stores information regarding all services, utilities, etc., on each parcel in the community in one centralized data management system. This eliminates the need for hard copies. An illustration of the concept was displayed. Carson City does not currently have a centralized data management system (CDS). The water utility has provided some of the capacity and information, however, the Assessor's records are not connected to it. Benefits to having a consolidated centralized data system were limned. The HTE system only serves the Administrative and Finance Departments. There is no connection between the HTE, the ADS—which is the Assessor's program, and the limited GIS programs. These data bases should be connected to eliminate the need to duplicate records. Data bases for the water, sewer and storm water systems are presently stored on hard copy. The Street Department's program has 20 percent of its information stored in the GIS program. The current GIS program is a stand-alone program which utilizes a limited amount of its potential. The desire is to maximize the present GIS system. The three options for tying the programs and users together were limned. Diagrams were used to explain how these programs work. Direction was solicited from the Board concerning which system to select. None of the options will eliminate any of the City's current programs. The Data Management System (DMS) merely serves as a communicator between those programs. Discussion explained the proposed funding sources which included present master plan budgets, user fees, and the water and sewer utilities. It was also felt that Information

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Services will not need additional staff for this program. The program could reduce personnel costs as the hard copy will be eliminated. Supervisor Livermore asked to have Information Services Director Naylor respond to the staffing level. Mr. Burnham indicated that the security and confidentiality/public information issues have not been totally addressed. Supervisor Plank pointed out the need to develop common/standardized terms for all of the users. Community Development's zoning and the Building Department are included as part of the HTE system. The proposal allows the different programs to talk to each other. The City cannot throw away all of the programs now being used and start over due to the cost and time required to input the information. The concept uses the information now computerized for other applications. Supervisor Williamson supported the concept and explained Open Space Advisory Committee's need for it. Dr. Koos explained that the concept is to customize the City's data bases to make them talk to one another. One system will become the hub for this communication.

Supervisor Williamson explained that the Organization Development Team is working on a training program for the employees. She hoped that this concept will provide better training for the employees on the current system and future facilities.

Supervisor Staub stressed his concern that there be adequate security within the program for protection while providing a necessary amount of access. He was also concerned about having a program which is extremely manpower intensive, such as the NOMADS program had been. He supported efficiencies in government and hoped that it will provide the desired benefits. He questioned whether the City was leading the charge with this program or whether the City could avoid the pitfalls others have encountered. Mr. Burnham indicated that they had discussed the program with Washoe, Douglas and Clark Counties. None of them have installed all of the programs. Some of the Counties have large staffs with huge costs. It is hoped that the City's go-slow approach will be able to address the needs, changes, and concerns as progress occurs. The new EPA requirements must be met. The concept provides an avenue for addressing them. Mr. Burnham agreed that the City cannot spend millions to make it work. The City was looking to spend \$300,000 for several years. It is a small Tiburon program. As the employees are already doing the work, it should make it easier for them to accomplish the work. Mr. Werner explained the program used by Oakland. Benefits of this program were limned. It will allow another Department to copy the Assessor's files and manipulate them to meet its needs without touching the original files. Supervisor Staub explained his experience with computer systems which indicates that they never work nor cost what is initially indicated. He also pointed out that the Tiburon system had not performed as promised. He urged staff to evaluate the program and costs before making a commitment. Mr. Werner felt that the City's program is unique and indicated that the Tiburon program had been a "shelf program" which was manipulated to meet the City's needs. The NOMADS program was designed to serve everyone. Dr. Koos explained why customizing the HTE program may not be the correct process to select as it will force the City to function within the parameters established by the HTE program. The Facilities Management System (FMS) will require finding a program to match the City's needs. It cannot be customized to fit all of the users' needs although some customization is possible. Its implementation costs are unknown and could be more than the City wishes to spend. Staff is supporting the "light weight system" which will use the GIS as the central part as it already has a lot of valid information in it. The concept is to use a "light weight" Facilities Management Data Base to go with the GIS system that will not take a "ton" of money to implement. This program can start small and be expanded as desired. Phase 2 of the implementation program will evaluate the options, risks and costs involved in each phase. A report will be made to the Board on the recommended implementation process. Discussion indicated that the concept should allow the system to be built in phases and insure that each phase works as perceived

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before adding additional programs. Supervisor Plank suggested that the Internal Auditor be involved with the security program selection. Mr. Werner agreed.

Mayor Masayko indicated his support for the comments regarding the Tiburon and NOMADS programs as well as the programs implemented for public safety and by the criminal justice systems. He asked if the GATSBY questions have been handled. His questions were limned including those regarding priorities, compatibility, costs, access, etc. His experience indicated there are more costs and issues involved with conversions, compatibility, larger hubs or mainframes, more high speed linkages, and additional computers. As a pragmatic decision maker, he asked to see the master integration plan including its costs, savings, integration, and compatibility so that it will not be necessary to replace the mainframe in five years. The program must interface with the City's master plan without spending additional funding on new software or conversions. Once the costs and the timeframe are put on paper, the Board can make a valid decision. There is a "ton" of data that needs to be converted which will be very expensive. A detailed plan should avoid the NOMADS problem. Mr. Werner agreed. He explained that the needs assessment established the price tag. They then removed the stand-alone pieces. The concept will allow them to have a usable product even if the entire program is not implemented. Mayor Masayko reiterated his need for a complete and thorough master plan which will address the costs before beginning the program. Without it, there will be departments left out of the program which will make them unproductive at some time in the future. The plan will establish a timeframe for adding such departments to the system. Mr. Werner explained the current Engineering mapping program, which is on hard copy, and its conversion to an electronic data file so that it can be moved to the GIS system in the future. Mayor Masayko reiterated his request for the master plan and reasons for wanting it. Supervisor Staub and Mayor Masayko explained the reasons for the Board to be cautious about the program. Both complimented them on the presentation. Mayor Masayko felt that the integrated master plan should be provided in order to insure its implementation in the future.

Mr. Keeton explained that he became involved with computers in 1987. Since that time he has acquired four or five additional systems which cannot be used today. Updating and upgrades are serious problems. He complimented staff on the program but urged them to be cautious as the real problem will occur in 15 years when the program will no longer interface with future programs. He hoped that the concept will allow a usable product. The more computerization that occurs, the less ability given for the City to leave it in the future. Additional comments were solicited but none were given. No formal action was required or taken.

8. ENVIRONMENTAL HEALTH - Administrative Assistant Kathy Heath and Health Director Daren Winkelman -**ACTION TO ADOPT A RESOLUTION DECLARING THE HEALTH OF INDIGENT PERSONS IN THE COUNTY IS PLACED IN JEOPARDY (1-2406)** - Finance Director David Heath, City Manager John Berkich - The statutory mandate that the City provide indigent care was described. The City had assessed the entire ten cents allowed under the Statutes for this purpose, however, last year's funding did not cover the needs. A deficit of \$160,812 occurred on June 30, 2002. Efforts are being pursued to work with the State on long term solutions. Mayor Masayko indicated for the record that he had been involved in this process as part of the NACO Board's program. It, along with other indigent care services were felt to be the largest problem facing the 15 counties. There are other General Funds used cover those expenses. One of the large drivers of these costs is the long term indigent care. The report is very illustrative of the action steps that have been taken. His reasons for suggesting that a conditional application be submitted to NACO for assistance were limned. All of its \$500,000

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biennium funds were spent in the first year. Elko and Lincoln Counties do not have the ability to increase their ad valorem rate to address the need. Discussion by NACO clearly indicated that all kinds of indigent care programs need to be addressed. The State understands this Federal/County match program. The Counties have provided the match as required, however, it is an expensive program which continues to escalate in price. A better funding solution is needed. It has been suggested that the State partner with the Counties and address the costs. The City had incurred a deficit on June 30, 2002, which must be declared as an emergency which will allow this money to be found somewhere. He did not relish the idea of having to take money from unanticipated revenue sources. Unless a solution is found somewhere, the Counties will go broke. Lincoln County has assessed 37 cents to provide this service for its residents. Carson City has the same obligation. He thanked Ms. Wolfe for her involvement with the program and volunteered to assist wherever possible. The City has several months left to address the problem. Ms. Wolfe indicated that it appears as though this year's experience will not be any better than last year's.

Mr. Heath felt that the costs will grow higher until a solution is found. He explained that one cent of the ten cents is used by the State to cover severe accidents in excess of \$25,000 per car. The remaining \$950,000 had been inadequate last year to cover the City's indigent care cost. The committee, with which Mary Walker is working, is attempting to give the program back to the State with a funding cap. Comparisons were provided of Counties who do not pay into the program as they do not have the facilities to provide the care. The State must address this inequity. Assisted care facilities are needed everywhere. The State administers the program. The Feds provide \$25 million to match the County funds. The State, therefore, has a large interest in preserving the program. Lincoln and Mineral Counties have requested assistance as they cannot meet the program expenses. Mayor Masayko explained that the Feds also provide fifty cents of every dollar for assisted care. Without this program the City's costs will double for that care. The Federal requirement that all of the Counties must participate or the program is eliminated was noted.

Supervisor Williamson thanked Ms. Wolfe for the report. She and Ms. Wolfe explained the residency requirement. Ms. Wolfe's attempts to obtain application information to determine that all of the individuals being charged to the City are truly the City's responsibility were limited. To date she has received approximately 75 percent of the applications. There were four of five of these individuals who were determined not to be our residents. The State has committed to reimbursing the City for them, however, it was felt that there could be others who were charged to another County that should have been charged to Carson City. She indicated that the State's willingness to share the application was a change in policy from previous administrations and considered a big step forward for the State. Supervisor Williamson indicated that it may be possible to move the patients to less expensive facilities while still providing adequate treatment, however, the City cannot control the costs. Clarification explained that if the care cannot be provided in Nevada, the costs incurred in an out-of-state facility will be assessed against the City. An example of the ability to use different care facilities was explained as being the ability to move from a long-term care setting to a community assisted care facility. The Statutes prohibit the City from refusing to provide the care. The need for additional group care facilities was limited. Supervisor Plank also complimented Ms. Wolfe on her work which indicated that this service may become the next financial problem. Discussion explained that NACO resolves the issues when a County cannot reimburse the City due to a lack of funds.

Supervisor Staub indicated his belief that the City should take care of its indigent seniors. This is a large national problem and not just Nevada's problem. His personal knowledge of the financial impact created on families and their

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efforts to avoid the impact by transferring estates was limned. Relatives with the ability to assist should do so. A true definition of indigency should be made. Congress must address this issue. Mayor Masayko indicated for the record that the Board is discussing indigent expenses. The City has an agreement with Carson-Tahoe Hospital regarding indigent medical care. If the City is required to pay for it as well as these services, the City will be in "a world of hurt". Supervisor Livermore explained that the City was becoming its own worse enemy as the housing environment attracts seniors. The City cannot control who lives here.

Discussion indicated that the fund had an ending fund balance of \$4,000. The \$160,000 deficit will be paid from the 2002 ending fund savings of approximately \$2 million. The ending fund balance has normally been used for the CIP program or a rainy day fund. The \$160,000 will be removed from this fund prior to its submittal to the Board for direction on where to allocate the ending fund balance. Supervisor Livermore indicated his desire to not use this year's budget as it will "snowball" the impact on its budget. Discussion indicated that the 01-02 budget had received \$1.25 million in unanticipated revenue. It was felt that the indigent care will not impact the current 02-03 budget.

Mr. Berkich explained that the patient list is being reconciled. The State is the clearinghouse for the program. The City does not bill the other Counties for any patients. He agreed that once the bill is paid, it is difficult to obtain a reimbursement. Ms. Wolfe felt that the number of patients had stabilized from last year. The average is approximately 51 patients per year. Reasons for the fluctuation in patients were noted. Supervisor Livermore reiterated that the City has the highest per capita of seniors in the State. Mayor Masayko thanked the Board for its support of the negotiations at NACO. Supervisor Williamson moved to adopt Resolution No. 2003-R-64, A RESOLUTION DECLARING THE HEALTH OF INDIGENT PERSONS IN THE COUNTY IS PLACED IN JEOPARDY; fiscal impact is \$160,812; and the funding source is General Fund 101-0764-44 and Supplemental Indigent Fund 208-0000-444. Supervisor Plank seconded the motion. Motion carried 5-0.

9. DISTRICT ATTORNEY - Deputy District Attorney Melanie Bruketta

A. ACTION TO INTRODUCE ON FIRST READING AN ORDINANCE AMENDING TITLE 4, LICENSES AND BUSINESS REGULATIONS, CHAPTER 4.08 (ROOM RENTAL TAX) OF THE CARSON CITY MUNICIPAL CODE BY CHANGING SECTION 4.08.080 (IMPOSITION AND RATE OF TAX) BY ADDING PARAGRAPH 3, ADDING A TAX OF TWO (2) PERCENT OF THE GROSS RECEIPTS FROM THE RENTAL OF LODGING IN CARSON CITY UPON ALL PERSONS IN THE BUSINESS OF PROVIDING LODGING TO BE USED PRIMARILY FOR THE VIRGINIA AND TRUCKEE RAILROAD RECONSTRUCTION PROJECT AND OTHER MATTERS PROPERLY RELATED THERETO (1-3132) - Convention and Visitors Bureau Chairperson Dwight Millard - Mayor Masayko disclosed that he is the Board's representative on the Convention and Visitors Bureau Board and his support for the ordinance. He also disclosed that he had a discussion with Judy Lepire regarding implementation of this tax at this time. The Bureau's Executive Director, Candy Duncan, is on vacation and is not in attendance. Mayor Masayko indicated his intent to vote on the ordinance. The ordinance states the intent to use the revenue for the V&T railroad and a majority of its funds for capital costs. Some of the funds may be used for construction, administration, upgrades, and planning. If the railroad project is terminated and the tax is not needed, it will sunset. The ordinance will have to be amended if the funds are needed for other purposes. The tax will generate approximately \$220,000 per year. This revenue source could support a 20 year, \$2.7 million bond at five percent interest. The Bureau will

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advise the Board and Finance Department when it is ready to move forward with the bonds. The proposal is to issue General Obligation revenue backed bonds. Supervisor Livermore applauded the concept. Discussion ensued concerning whether a business impact statement was required. The District Attorney's office was asked to issue an opinion and, if one is required, the process will start over. Supervisor Livermore expressed the hope that other Counties will impose a similar tax to support the project. The current funding level creates a challenge for the Commission to function. Mayor Masayko indicated that the suggestion had been made to the other Counties. Washoe County's room tax is currently at the maximum allowed rate. When it has room, the proposal could be considered. Washoe County has been providing moral support for the project. Supervisor Livermore pointed out that there is a direct connection between the project and tourism. He agreed that the rooms and ridership will not be equal. The project will be beneficial to them regardless of the budget. He hoped that some additional one shot funding could be provided. Supervisor Staub explained to Mr. Millard that Gene Lepire had been asked to contact him. Supervisor Staub explained his support of the project and Supervisor Livermore's suggestion that the other participating Counties provide some funding. Mayor Masayko explained Washoe County Commissioner Ted Short's promotion of the project and ability to obtain backers. Supervisor Williamson felt that it promotes the community's economic vitality and will highlight the community's uniqueness. She also pointed out that the ten percent room tax is less than that assessed in other major cities. It has not prevented people from staying in the hotel/motel rooms. It will not impose a burden on those facilities. It does move the V&T project forward. She also noted that the Commission now has an office at Telegraph Square. Supervisor Plank disclosed his discussion with Gene Lepire. He felt that a business impact statement was needed. Storey County has participated by providing a portion of its sales tax. Carson City's funding had been through the Bureau. It is time for the others to show their financial support. He also acknowledged Commissioner Short's involvement. Mayor Masayko disclosed that he is the Chairperson of the Nevada Commission to Reconstruct the V&T Railway, which is a Board appointment.

Mr. Millard explained how the concept had been developed and his current support for it. He also described its fundraising activities including a coming event and urged the public to participate. A nonprofit corporation has been established to help move the project along. Its plan is to extend the railway to Minden and Reno. It has committed its first \$1 million to the Carson City/Virginia City line. The ordinance will provide the opportunity to move forward a project it established and retained as its number one priority ten years ago. The completed project will set the area aside from other gaming areas and provide a high tourist attraction. He felt that this is the reason Reno has become actively involved with the project. A grant program was described which will allow corporations/families to donate to the project. The nonprofit corporation will match those funds. He acknowledged that a portion of the tax funds will be used for administrative purposes, however, at this time it is a small staff. The train really is beginning to get ready to run. As one of the local business entrepreneur with several hotels/motels, he supported the concept and felt that it is necessary to get the project moving and make Carson City a viable tourist area.

Mayor Masayko indicated for the record that Mr. Sever from the Pinion Plaza, who also is a member of the Convention and Visitors Bureau, had indicated in other public meetings that his employer did not oppose the ordinance. Mr. Lepire, who owns a recreational vehicle park, may support the railroad but did not support the tax at this time. Mr. Lepire, however, was not present to testify. Additional public testimony was solicited but none was given. Supervisor Livermore moved to induce on first reading Bill No. 145, AN ORDINANCE AMENDING TITLE 4, LICENSES AND BUSINESS REGULATIONS, CHAPTER 4.08 (ROOM RENTAL TAX) OF THE CARSON CITY MUNICIPAL CODE BY CHANGING SECTION 4.08.080 (IMPOSITION AND RATE OF

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TAX) BY ADDING PARAGRAPH 3, ADDING A TAX OF TWO (2) PERCENT OF THE GROSS RECEIPTS FROM THE RENTAL OF LODGING IN CARSON CITY UPON ALL PERSONS IN THE BUSINESS OF PROVIDING LODGING TO BE USED PRIMARILY FOR THE VIRGINIA AND TRUCKEE RAILROAD RECONSTRUCTION PROJECT AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Plank seconded the motion. Mayor Masayko reiterated his disclosure that he serves on both the Convention and Visitors Bureau Board and the Nevada Commission to Reconstruct the V&T Railway. He will not personally benefit from the action taken today. Therefore, he intended to vote on the matter. The motion was voted and carried 5-0. Discussion indicated that if a business impact statement is required, the ordinance will be reconsidered on first reading.

B. ACTION TO RECESS INTO CLOSED SESSION PURSUANT TO NRS 241.015(2)(B) (2) TO MEET WITH ATTORNEYS TO DISCUSS SETTLEMENT OF THE LITIGATION BETWEEN JERRY CRUSOS, RICHARD SCHROEDER AND CARSON CITY, CASE NO. 01-01574A, FIRST JUDICIAL DISTRICT COURT IN AND FOR THE STATE OF NEVADA (1-0195) - Discussion indicated that the Closed Session may last between 15 and 30 minutes. Supervisor Plank moved to go into Closed Session pursuant to NRS 241.015(2)(b)(2) to meet with attorneys to discuss settlement of the litigation between Jerry Crusos, Richard Schroeder and Carson City, Case No. 01-01574a, First Judicial District Court in and for the State of Nevada. Supervisor Williamson seconded the motion. Supervisor Plank explained the need to discuss the matter in Closed Session. Motion carried 5-0.

RECESS: A recess was declared at 11:45 a.m. The Open Session was reconvened at 12:02 p.m. The entire Board was present constituting a quorum.

C. DISCUSSION AND ACTION ON THE APPROVAL OF SETTLEMENT AGREEMENT JERRY CRUSOS, PLAINTIFF, RICHARD SCHROEDER AND CARSON CITY, DEFENDANTS, CASE NO. 01-01574A, FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA (2-0238) - Mayor Masayko summarized the discussion in the Closed Session. He asked that the record show that Supervisor Staub and Risk Manager Tony Baker's offer before the arbitrator, which is the City's settlement offer, of \$50,000 was reasonable and fair. The potential costs were limited. The offer is the statutory limit. There is no right of subornation against either of the other insurance carriers. Supervisor Staub explained his feeling that the City did have some liability and that the potential costs were more than the proposed settlement offer. The offer was valid and in the best interest of the community. Discussion indicated that acceptance of the offer included a full and complete release. Supervisor Livermore moved to approve a settlement agreement between Jerry Crusos, Plaintiff, and Richard Schroeder and Carson City, Defendants, Case No. 01-01574A, First Judicial District Court of the State of Nevada, the fiscal impact is \$50,000, and the funding source is the General Fund. Supervisor Staub seconded the motion. Motion carried 5-0.

There being no other matters for consideration, Supervisor Livermore moved to adjourn. Supervisor Staub seconded the motion. Motion carried 5-0. Mayor Masayko adjourned the meeting at 12:10 a.m.

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ARE SO APPROVED ON March 17, 2003.

/s/

Ray Masayko, Mayor

ATTEST:

/s/

Alan Glover, Clerk-Recorder