

CARSON CITY BOARD OF SUPERVISORS
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A regularly scheduled meeting of the Carson City Board of Supervisors was held on Thursday, July 6, 2000, at the Community Center Sierra Room, 851 East William Street, Carson City, Nevada, beginning at 8:30 a.m.

PRESENT:	Ray Masayko	Mayor
	Kay Bennett	Mayor Pro-Tem and Supervisor, Ward 4
	Robin Williamson	Supervisor, Ward 1
	Jon Plank	Supervisor, Ward 2
	Pete Livermore	Supervisor, Ward 3

STAFF PRESENT:	John Berkich	City Manager
	Alan Glover	Clerk-Recorder
	Al Kramer	Treasurer
	Andy Burnham	Development Services Director
	Daren Winkelman	Health Director
	Judie Fisher	Personnel Manager
	Phil Herrington	Building Official
	Tom Hoffert	Utility Operations Manager
	Melanie Bruketta	Deputy District Attorney
	Katherine McLaughlin	Recording Secretary
	(B.O.S. 7/6/00 Tape 1-0001)	

NOTE: Unless otherwise indicated, each item was introduced by staff's reading/outlining/clarifying the Board Action Request and/or supporting documentation. Staff members present for each Department are listed under that Department's heading. Any other individuals who spoke are listed immediately following the item heading. A tape recording of these proceedings is on file in the Clerk-Recorder's office. This tape is available for review and inspection during normal business hours.

CALL TO ORDER, ROLL CALL, INVOCATION, AND PLEDGE OF ALLEGIANCE - Mayor Pro-Tem Bennett convened the meeting at 8:30 a.m. by explaining Mayor Masayko's absence. Roll call was taken. A quorum was present although Mayor Masayko had not yet arrived. Rev. Bruce Henderson of the Church of Christ gave the Invocation. Clerk-Recorder Glover lead the Pledge of Allegiance.

CITIZEN COMMENTS (1-0045) - Mickey Wells briefly described a nuisance problem his neighborhood was having with the residents at 307 Applegate. Mayor Pro-Tem Bennett asked him to meet with Health Director Winkelman and to keep the Board apprised of the status. Additional comments were solicited but none given.

(1-0392) Treasurer Al Kramer explained a \$30 change in the Carson Valley Groundwater Basin tax assessment that impacts approximately 100 residents. This is the reason for a reduced tax rate from that approved by the Board in April. He then announced a water and sewer payment program which automatically deducts the payments from an individual's checking or savings account. Applications for this program could be obtained at his office or by calling his office. Mayor Pro-Tem Bennett wished him success with the program.

1. **APPROVAL OF MINUTES (1-0078)** - None.

2. **AGENDA MODIFICATIONS (1-0084)** - Items 7 and 8 were to be considered when Mayor Masayko is present. It was felt that this would be at approximately 9:30 a.m.

3. **SPECIAL PRESENTATIONS** - Personnel Manager Judie Fisher

A. **ACTION ON A RETIREMENT RESOLUTION COMMENDING ANITA TREANTS, UTILITY BILLING TECHNICIAN II (1-0100)** - Mayor Pro-Tem Bennett thanked Ms. Treants for her dedication and years of service to the community. Supervisor Livermore noted that there were several former

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employees, who had retired previously, in attendance and thanked her for her service to the community. Supervisor Livermore moved to adopt Resolution No. 2000-R-31, A RESOLUTION COMMENDING ANITA TREANTS ON HER RETIREMENT, read the resolution into the record, and congratulated her on her retirement. Supervisor Williamson seconded the motion. Motion carried 4-0. Ms. Treants noted that there had been numerous changes during her tenure with the City and that she had enjoyed her employment with the City. She indicated she would miss her fellow employees.

B. ACTION ON A RETIREMENT RESOLUTION COMMENDING JIM STAHL, SR., ENGINEERING TECHNICIAN (1-0175) - Supervisor Williamson moved to adopt Resolution No. 2000-R-32, A RESOLUTION COMMENDING JIM STAHL ON HIS RETIREMENT, and read the retirement into the record. Supervisor Livermore seconded the motion. Mayor Pro-Tem Bennett congratulated him on his retirement and wished well. Motion carried 4-0.

C. ACTION ON A RETIREMENT RESOLUTION COMMENDING DOLORES HANNER, CHIEF DEPUTY RECORDER (1-0212) - Supervisor Bennett thanked her for her dedication and service to the community. Supervisor Plank moved to adopt Resolution No. 2000-R-33, A RESOLUTION COMMENDING DOLORES HANNER ON HER RETIREMENT, and read the resolution into the record. Supervisor Williamson seconded the motion. Motion carried 4-0. Ms. Hanner felt that the position had been the best job she had had and liked working with her co-workers and for Clerk-Recorder Alan Glover.

LIQUOR AND ENTERTAINMENT BOARD (1-0260) - Mayor Pro-Tem Bennett recessed the Board of Supervisors session and immediately convened the Liquor and Entertainment Board. A quorum of the Board was present although Chairperson Masayko and Member Banister were absent.

4. TREASURER - Al Kramer

A. ACTION ON AN UPGRADE FROM A BEER AND WINE LICENSE TO FULL BAR LIQUOR LICENSE FOR HECTOR CRUZ AND NEIDA FLORES, DOING BUSINESS AS SUPER MERCADO EL TORITO, LOCATED AT 304 EAST WINNIE LANE (1-0265) - Hector Cruz and Neida Flores - Vice Chairperson Bennett noted the favorable Sheriff's Investigative Report, the responsibility and privilege of having a liquor license. Hector Cruz indicated he understood the liquor laws and would abide by them. Neida Flores was also present. Vice Chairperson Bennett cautioned them against serving minors and wished them a successful business venture. Member Williamson moved for approval of an upgrade from a beer and wine license to a full bar liquor license for Hector Cruz and Neida Flores, doing business as Super Mercado "El Torito", located at 304 East Winnie Lane, under Carson City Municipal Code 4.13. Member Livermore seconded the motion. Member Plank noted the fiscal impact of \$200 per quarter fee, \$25 application fee, and \$500 upgrade fee. Motion was voted and carried 4-0.

B. ACTION ON AN UPGRADE FROM A BEER AND WINE LICENSE TO FULL BAR LIQUOR LICENSE FOR TIMOTEO AND EMERENCIANA RUVALCAGA, DOING BUSINESS AS TAQUERIA LA SALSA LOCATED AT 1946 HIGHWAY 50 EAST, CARSON CITY (1-0319) - Timoteo and Emerenciana Ruvalcaga - Vice Chairperson Bennett noted the Sheriff's Investigative Report and repeated her caution concerning the privilege of having a liquor license and its responsibilities. Mr. Ruvalcaga indicated he was familiar with the liquor laws. Member Livermore disclosed that the business is in the shopping center where his business is located. The Sheriff's Report and his personal contact with other businesses in the shopping center had noted concerns regarding individuals loitering outside the restaurant with beer cans in their hands. He hoped that a new policy would discourage this activity. Mr. Ruvalcaga's adjoining neighbors would appreciate this effort. Mr. Ruvalcaga indicated he understood the concern and agreed to address the issue. Member Plank moved to approve an upgrade from a beer and wine license to a full bar liquor license for Timoteo and Emerenciana Ruvalcaga doing business as Taqueria La Salsa located at 1946 Highway 50 East, Carson City, under CCMC 4.13; fiscal impact is \$200 quarterly fee, \$25 application fee, and \$500 upgrade. Members Williamson and Livermore seconded the motion. Motion carried 4-0.

BOARD OF SUPERVISORS (1-0388) - There being no other matters for consideration as the Liquor and Entertainment Board, Vice Chairperson Bennett recessed the Liquor and Entertainment Board and immediately reconvened the Board of Supervisors session. A quorum of the Board was present although Mayor Masayko had not yet arrived.

5. CONSENT AGENDA (1-0432)

A. FINANCE DIRECTOR - ACTION ON RATIFICATION OF THE EXPENDITURE APPROVAL LISTING FOR THE MONTH OF MAY 2000

B. COMMUNITY DEVELOPMENT DEPARTMENT - ACTION ON U-99/00-42 - A REQUEST FROM GOOD SHEPARD WESLEYAN CHURCH TO WAIVE THE SPECIAL USE PERMIT APPLICATION FEES IN ACCORD WITH CARSON CITY MUNICIPAL CODE SECTION 18.02.039

C. ENVIRONMENTAL HEALTH DEPARTMENT - ACTION ON INTERLOCAL AGREEMENT BETWEEN THE NEVADA DEPARTMENT OF HUMAN RESOURCES, HEALTH DIVISION, AND THE COUNTY OF CARSON CITY

D. DEVELOPMENT SERVICES - ENGINEERING

i. ACTION ON IMPROVEMENT AGREEMENT BETWEEN CARSON CITY AND SUMMIT SECURITY HOUSING LLC, FOR HERITAGE PARK PHASE 3 AT QUAIL RUN PUD, KNOWN AS ASSESSOR'S PARCEL NUMBER 009-769-04 LOCATED AT THE NORTHWEST CORNER OF FAIRVIEW DRIVE AND SALIMAN ROAD

ii. ACTION ON A NOTICE OF CANCELLATION AND RELEASE OF A WATERLINE REIMBURSEMENT OBLIGATION REGARDING ASSESSOR'S PARCEL NUMBER 008-103-02 AND A RELEASE OF WATERLINE REIMBURSEMENT OBLIGATION ON ASSESSOR'S PARCEL NUMBERS 008-103-01 AND 008-102-10 PLACED BY ORDINANCE NO. 1989-49, AND ORDINANCE APPROVING A WATERLINE REIMBURSEMENT AGREEMENT BETWEEN CHESTER AND DEBORAH BUNCH AND CARSON CITY REGARDING ASSESSOR'S PARCEL NO. 008-103-02 LOCATED AT 815 RUBY LANE

E. PURCHASING DEPARTMENT

i. ACTION TO APPROVE CONTRACT NO. 9899-077 TO RENEW WITH COMARK GOVERNMENT AND EDUCATION SALES TO PROVIDE IBM PERSONAL COMPUTERS AND PERIPHERALS AND HP PRINTERS AND COMMUNICATIONS EQUIPMENT THROUGH OCTOBER 14, 2001

ii. ACTION TO APPROVE CONTRACT NO. 0001-013 - REQUEST TO DECLARE PURCHASE OF TRACE RADIO FREQUENCY METER READING SYSTEM BY THE UTILITIES OPERATIONS DEPARTMENT FROM BADGER METER, INC., EXEMPT FROM COMPETITIVE BIDDING AND AUTHORIZE THE ISSUANCE OF A PURCHASE ORDER TO BADGER METER, INC., FOR A NOT TO EXCEED COST OF \$33,895

iii. ACTION TO APPROVE CONTRACT NO. 0001-041 - AGREEMENT WITH DR. LEE A. VAN EPPS, 604 WEST WASHINGTON STREET, SUITE D, CARSON CITY, NV 89703, TO PROVIDE PHYSICAL EXAMINATIONS FOR THE FIRE AND SHERIFF'S DEPARTMENT THROUGH JULY 2001 AND AUTHORIZE THE MAYOR TO SIGN THE AGREEMENT

iv. ACTION ON CONTRACT NO. 9900-243 - CARSON CITY FREEWAY PHASE 1B UTILITIES RELOCATION, GEOTECHNICAL SERVICES AMENDMENT NO. 1

v. ACTION ON CONTRACT NO. 9900-171 - CONSTRUCTION MATERIALS TESTING FOR CARSON CITY FREEWAY PHASE 1A UTILITIES RELOCATION AMENDMENT NO. 1

vi. ACTION ON CONTRACT NO. 9900-180 - GONI ROAD WIDENING, REQUEST FOR FINAL PAYMENT - Supervisor Plank moved to approve all 11 items presented on the Consent Agenda today for approval. Supervisor Livermore seconded the motion. Motion carried 4-0.

6. BOARD OF SUPERVISORS

A. NON-ACTION ITEMS - INTERNAL COMMUNICATIONS AND ADMINISTRATIVE MATTERS (1-0455) - Supervisor Plank noted his vacation and, since his return, his efforts to return telephone calls. Supervisor Williamson reported on her attendance at meetings/activities of: the Western Nevada Development District; the public walk along the northern route of the freeway and thanked NDOT, Frehner Construction, GROW President Mary Fischer, Muscle Powered President Anne MacQuarie, Risk Manager John Mayes, Carson City Transit General Manager Mark Reynolds, City Manager Administrative Assistant Liz Teixeira, and the owners of the Joaquin Marietta Restaurant for their assistance with the walk; Redevelopment Authority Citizens Committee; Meals on Wheels deliveries; One Region, One Vision including an invitation to the public to attend a focus meeting on July 19 at the Sierra Room between 7 and 9 p.m.; organizational development team; and her participation in the Avon walk for cancer research and education. She then announced the Retired Public Employees picnic on July 12 at 11:30 a.m. at Ross Gold Park and her vacation plans for July 8 to 15. Supervisor Plank indicated his intent to attend the picnic. Supervisor Livermore reported on his attendance at meetings/activities of: the Fourth of July ceremonies including the Capitol Classic Baseball Tournament; mental health coalition and encouraged the Board and public to participate in its future meetings; Senior Center meals program; Hospital Board of Trustees including its acquisition of additional high tech equipment and the Hospital's health education program; Health Smart Finance Committee; with Supervisor Williamson regarding the One Stop Shop and its funding; and with Mr. Wells. He had encouraged Mr. Wells to take advantage of the Public Comments portion of the meeting and was glad to see that he had followed through on the suggestion. He urged other residents to do the same whenever necessary. Mayor Pro-Tem Bennett reported on her involvement/meetings with: League to Save Lake Tahoe and its luncheon; Taste of Downtown; a Carson River flight with Dave Morgan for a taping of the river for the Subconservancy District; an NDOT "partnering" luncheon and its erosion control project at Lake Tahoe; neighborhood meetings regarding a development project proposed for the southeastern portion of the City which may not be considered by the Board; Senior Citizens Center lunch program; Costco including the signing of the final easement agreement regarding this project; Juan Guzman regarding the hillside ordinance and economic development; TRPA including its executive director recruitment activities and Lake Tahoe's need for low income housing; (1-0925 Mayor Masayko arrived during her comments-- 9:30 a.m. The entire Board was present constituting a quorum.) Subconservancy District Executive Director Ed James and the California Tahoe Conservancy; and Health Smart and future roles it may play in the State. Mayor Pro-Tem Bennett passed the gavel to Mayor Masayko. Mayor Masayko reported on his meeting this morning with Governor Guinn and staff regarding the freeway issues which he felt was successful. The working agreement is still in place. Efforts are being undertaken to reduce the cost of the property required from the Lompas which may generate the necessary savings required for the project to continue and provide the bicycle path and vegetation along the freeway. The "devil in the details" concerns were noted. NDOT and City staffs are now working on those details. A briefing memo will be given to the Board members in the near future. The State Transportation Board is meeting next Thursday and will consider the project and its funding. Board attendance at this meeting was discussed and encouraged. Mayor Masayko had welcomed the 1200 athletes to the U.S. Track and Field Junior Olympics activities, which was a very successful event. He briefed the Board on his activities regarding the freeway; the Meals on Wheels and announced his plans to attend two ceremonies recognizing the Senior Center's 10th anniversary; the Nevada Commission on Aging and its concerns about the Governor's prescription program; Karson Kruzers' "Run What Cha' Brung" event; FISH's appreciation picnic; greeting a Japanese contingency promoting peace and harmony; Carson City Sertoma; a Kiwanis recognition luncheon; Disability Awareness Day; Senator Jacobson's unnamed birthday celebration; and voter registration activities at Mills Park on July 4th. He thanked Supervisor Bennett for chairing the meeting during his absence.

B. STAFF REPORTS (1-1275) - None.

BREAK: A recess was declared at 9:50 a.m. The entire Board was present when Mayor Masayko reconvened the session at 10:05 a.m., constituting a quorum.

7. PERSONNEL MANAGER - Judie Fisher - ACTION ON APPOINTMENT OF THREE MEMBERS TO THE CONVENTION AND VISITORS' BUREAU (1-1280) - Mayor Masayko suggested that the uncontested appointments be handled first. Joe DiLonardo was present but did not wish to make any comments.

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Mayor Masayko indicated that the third appointment would be made at the next Board meeting. Reasons for the delay were noted. Due to the misunderstanding which had occurred this morning, Supervisor Livermore moved to reagendaize the appointment of the Convention and Visitors Bureau Citizen-At-Large until the July 20 meeting, which is the next Board meeting. Supervisor Bennett seconded the motion and apologized to the individuals who had attended the meeting for the delay in making the appointment. She hoped that the applicants would attend the next meeting. Supervisor Plank supported Supervisors Bennett and Livermore's comments. The motion to reagendaize the Citizen-At-Large appointment was voted and carried 5-0.

As the Board's representative to the Bureau, Supervisor Livermore moved to reappoint the Business-At-Large member Joe DiLonardo to a new two year term and the Hotel/Motel representative Dwight Millard to another two year term. Supervisor Plank seconded the motion. Motion carried 5-0. Mayor Masayko congratulated Mr. DiLonardo on his appointment.

9. DEVELOPMENT SERVICES - ENGINEERING - Development Services Director Andrew Burnham - ACTION ON ACCEPTANCE OF CONVEYANCE OF THE LONG FORM DEED OF TRUST AND ASSIGNMENT OF RENTS TO CARSON CITY FROM MSB, LLC, DATED JUNE 6, 2000, ON THE PROPERTY IDENTIFIED AS ASSESSOR'S PARCEL NO. 2-441-19 AND 20, AND TO AUTHORIZE THE ENGINEERING MANAGER TO EXECUTE THE REQUEST FOR RECONVEYANCE UPON SATISFACTION OF THE IMPROVEMENT AGREEMENT CONDITIONS (1-1385) - Deputy District Attorney Melanie Bruketta, Ron Kipp - Discussion indicated there was significant equity in the property to cover the improvements for this project and the two others which had previously been approved. The use of one parcel for more than one surety bond had been allowed previously. The legal process for foreclosing on the property if the developer defaults on the agreement was described. The foreclosure process would take longer to complete than calling a bond. The City had never had to foreclose on a surety. Consideration of the developer's reputation is considered when weighing the risk involved with the use of a surety bond/deed of trust, i.e., Landmark Homes and Ron Kipp have been long time members of the community. Mr. Burnham did not feel that he had discretion in requiring a bond or deed of trust. Supervisor Bennett suggested that he analyze the need for a revision regarding this process. Supervisor Livermore expressed his concerns about using the deed for multiple improvements and the impact a foreclosure would have on the other projects when multiple improvements are under one deed. Considerable discussion ensued on the the foreclosure process and the City's ability to hold any funding obtained from such a sale until the other projects are completed. Mr. Kipp explained his discussions with Chief Deputy District Attorney Forsberg indicate that the City could only retain the funds for the project if the deed covered one project. If the deed covers multiple projects, the remaining funds could be deposited and held until the other projects are completed. Once those projects are accepted by the Engineering Department, the remaining funds are then turned over to the developer. Supervisor Livermore thanked him for his representation and noted the difference of opinion between his representation and Ms. Bruketta's comments. He stressed that his comments were no reflection on either Mr. Kipp or Landmark Properties. He agreed with Mayor Masayko that the risk involved is minimal, however, was concerned that, with the use of due diligence, there is sufficient security to cover the remaining projects. Mr. Burnham read from the deed indicating that additional projects are covered by the deed of trust and expressed a desire to meet with Mr. Forsberg on the issue. Supervisor Livermore supported his suggestion and indicated the desire to have such documentation included within the deed documents. Mayor Masayko supported this suggestion if the documents clearly indicate that any default on anyone project would result in the default of all projects. Both Supervisor Livermore and Mr. Burnham supported his suggestion. Supervisor Livermore then moved that the Board accept the conveyance of the Long Form Deed of Trust and Assignment of Rents to Carson City from MSB, LLC, dated June 6, 2000, on the property identified as Assessor's Parcel Numbers 2-441-19 and 20 and to authorize the Engineering Manager to execute the request for reconveyance upon satisfaction of the Improvement Agreement conditions; fiscal impact is none. Supervisor Plank seconded the motion. Supervisor Bennett re-emphasized her request that the language be brought back to the Board for consideration regarding staff or the City Manager's administrative discretion over this issue. Discussion indicated that all of these type of agreements are presented to the Board of Supervisors. Supervisor Bennett expressed her willingness to grant administrative discretion to staff which could be appealed to the Board of Supervisors. Staff is closer to the issue and responsibilities for making sure that the developer agreements are

completed. The developer could appeal that decision. A developer's failure to meet the terms of the agreement creates a huge expense for the City in addition to a delay in the time to reimburse the City's funds. It is a first class mess. She felt that enabling this process to be at the discretion of the staff would provide the necessary thought about the individual with whom staff was dealing before extending the privilege to a developer in the community. The motion to accept the conveyance and authorize the Engineering Manager to execute the reconveyance upon satisfactory completion of the improvements was voted and approved 5-0.

11. REDEVELOPMENT AUTHORITY (1-1680) - Mayor Masayko then recessed the Board of Supervisors session and passed the gavel to Chairperson Williamson. For Minutes of the Redevelopment Authority, see its folder. Following adjournment of the Redevelopment Authority, Mayor Masayko reconvened the Board of Supervisors session. The entire Board was present constituting a quorum.

8. NEVADA DEPARTMENT OF TRANSPORTATION - Program Development Manager Kent Cooper - ACTION ON APPROVAL OF THE NEVADA DEPARTMENT OF TRANSPORTATION'S PROPOSED PROJECTS FOR FISCAL YEARS 2001-2003 AND LONG RANGE LIST OF PROJECTS FOR CARSON CITY (1-1984) - NDOT Project Manager Jim Gallegos, NDOT Director Tom Stephens, Gene Lepire - Mr. Cooper introduced Director Stephens, District Engineer Rick Nelson, Project Manager Gallegos and FHWA Administrator John Price. He provided status reports on the Carson Street and College Parkway projects including the video detection system. He emphasized that these cameras are not video cameras and only replace the former loop detection system used to change the signals. Discussion indicated that the radio detection systems granting emergency vehicles priority at the signals had been installed at the intersections. Carson City must find the funding for the transmission equipment which is carried in the emergency vehicles. Mayor Masayko indicated that he had discussed this need with Mr. Berkich and that, in the interest of safety for the community, the \$5,000 in funding for this Fire Department equipment would be found. Mr. Cooper indicated that the City's synchronization system would be maintained and had not been changed due to the use of the video detection system. If the City's system does not have this capability, space will be provided in the switching cabinets to allow installation at a future date. Supervisor Bennett asked that this matter be agendaized for discussion at an RTC meeting. Mr. Cooper continued his status report on the Carson Street and College Parkway projects which included a definition of and timetable for the work. Clarification indicated that the NDOT work on College Parkway was between the curbs. Any sidewalk work would be the City's responsibility. He agreed to research ownership of the area between the curb and fence. Supervisor Plank indicated that the soundwall project proposed on the south side of College Parkway would not disturb the paving. Mr. Cooper continued his report on the NDOT projects in Carson City including Little Lane, Oregon, Kings Canyon Road, and in the vicinity of Fuji Park. Highway 28 had been in last year's program. The Public Lands funding for this project had not been approved last year. A second application will be submitted this year. Ongoing work is occurring on Highway 28 which was in both Washoe County and Carson City. The erosion control project on Highway 28 had been rescheduled for 2001. This project had not been added to Carson City's list as it is under the Tahoe MPO program in accordance with Federal MPO guidelines. Supervisor Bennett congratulated him on the work which had been done in Douglas County under this project. Public notification is proposed on the Carson Street project which included a meeting with the Chamber of Commerce.

Mr. Cooper then reviewed the list of projects proposed for Carson City in the 2001 to 2010 fiscal year. (A copy is in the file.) Discussion indicated that sidewalk improvements were proposed between Colorado and Stewart Street on the east side of Carson Street. Supervisor Bennett explained an application for improvements between Colorado and Koontz which she felt would complete the State's project. Mr. Cooper continued reviewing the project list. Mayor Masayko briefly described his meeting earlier this morning with Governor Guinn. The project listing reflects funding of \$130,000,000 for the freeway during fiscal year 01-02 as an expenditure. This is contingent on the State Transportation Board's approval next Thursday. He also expressed the need for the Board of Supervisors to attend that meeting. The "devil in the details" remains to be worked out by staff. He felt that the schedule was positive. The drainage issues south of Highway 50 must be addressed soon and had been included in the discussion this morning. His tentative schedule shows a construction completion date of 2008 for the second phase of the freeway.

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Mr. Cooper then noted that there had been discussion concerning "road swaps" between NDOT and City staff. These discussions are continuing regarding Washington Street, Kings Canyon, etc.

Mayor Masayko announced that the grant applications, which Supervisor Bennett had been discussing earlier, are due to the State Transportation Advisory Board by October 31. Any previous grant applications must be renewed prior to submittal and be approved by RTC.

Mr. Gallegos then provided a status report on Phase 1B of the freeway including the two month delay created by the drainage issues that had created a need for additional land acquisitions. The impact of the meeting between Governor Guinn and Mayor Masayko is being analyzed at this time. It may be November 2001 before the project can be advertised. The project must be 100 percent designed before it can go to bid. This schedule is the best guessimate possible based on today's information. The majority of the project is being designed by consultants. All of the consultants for the project are currently under contract.

Discussion between Supervisor Bennett and Mr. Cooper indicated the center barriers on Highway 50 West had worked as envisioned. Mr. Stephens felt it had been one of the best safety projects undertaken by NDOT in spite of the law enforcement opposition against it. A traffic accident and several near accidents were cited to illustrate his point. Reasons only one opening in the barrier had been provided were provided. Property owners' access problems were also noted. An overpass had been suggested, however, the cost and environmental concerns may prohibit such an effort. Supervisor Bennett expressed her feeling that the barricade had made the highway safer. The statistics required to support this contention will take years to reach. The barrier in Washoe Valley by Winters Ranch was cited as another illustration of the safety provided by it. The barrier also provides a traffic calming effect particularly for drivers who are not familiar with the area.

Mr. Cooper suggested that Supervisor Williamson's question concern the design for the southern half of the freeway and the inclusion of landscaping and bicycle paths be discussed with the State Transportation Board. Mayor Masayko explained that the discussion this morning had indicated that if the proposal being explored by staff creates a savings for the State that Carson City could dictate where those funds should be allocated. This could be for the multi-use path. This decision had not yet been made. Mr. Stephens expressed his feeling that the meeting had been beneficial and should result in getting the design moving again. The impact of the drainage issues on the design was described to illustrate the reasons for the delay.

Discussion ensued between Messrs. Berkich and Cooper concerning the "STIP" allocation for Phase 2 of the freeway. Mr. Cooper felt that the change in funding had been the result of the redesign of the frontage roads between Clear Creek and Jacks Valley Roads. This had reduced the funding needs. The funding requirements for Phase 2 remained at \$130,000,000, however, the funding source and timeframe is unspecified. The right-of-way acquisition continues to move forward. The construction period will be determined as this process evolves which includes the major issues which the State Transportation Board will address next week.

Discussion ensued on the status of the MPO which City staff is working on and whether the next report is to be made to it or the Board. Funding for the MPO process and under the MPO status was described. Mr. Cooper felt the minimal amount would be \$50,000. Supervisor Bennett asked Mr. Cooper to contact NDOT Transit Representative Sandy Stanio and determine the status of a grant request for transit planning. The need to continue working on the MPO requirements was indicated. Supervisor Plank requested that the next RTC agenda included a more "refined" report on the MPO status.

(1-2970) Public comments were solicited. Mr. Lepire asked if there would be a retaining wall between his property and the truck lane proposed between Highway 50 West and Jacks Valley Road. Mr. Cooper responded that a wall is not planned. The current ramp will remain but not merge with the 395 traffic instead it will continue along the shoulder of the roadway to the top of the hill. No change will occur on Highway 50. Mr. Lepire requested his recommendation that a sound wall be required between Highway 50 and Clear Creek Road be made a part of the record. Additional public comments were solicited but none made.

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Mayor Masayko acknowledged District Engineer Nelson, who was in attendance, and thanked him for his assistance and planning of the parking along Mills Park. Plans are progressing which will provide safe parking in that area. He thanked Messrs. Stephens, Gallegos, and Price for their attendance and Mr. Cooper for his presentation. The Board's intent to attend the State Transportation Board meeting was noted. Supervisor Plank moved that the Board approve the highway projects for fiscal years 01, 02, and 03 and the long range plan that carries it out to 2010. Supervisor Bennett seconded the motion. Motion carried 5-0.

BREAK: A recess was declared at 11:20 a.m. The entire Board was present when Mayor Masayko reconvened the meeting at 11:30 a.m., constituting a quorum.

10. DEVELOPMENT SERVICES - UTILITIES - Senior Projects Manager Jay Ahrens

A. ACTION REGARDING AN APPEAL OF A STAFF DECISION NOT TO GRANT A MANDATORY SEWER CONNECTION FEE WAIVER AT 4540 SILVER SAGE DRIVE IN THE SOUTHEAST CARSON AREA AND NOT TO APPROVE A LOW INCOME SEWER CONNECTION GRANT TO SAME (1-3069) - Charles Collings, Bob Hilkey, City Manager John Berkich, Deputy District Attorney Melanie Bruketta, Development Services Director Andrew Burnham - Mayor Masayko disclosed for the record his telephone conversation with the property owner's son regarding the process. Discussion between the Board and Mr. Ahrens indicated that the fees were the same as those assessed the New Empire area. The lateral fee is \$750 and the connection fee is \$2,226. The permit fee is \$30. The lateral fee was described and covers the connection from the street to the house. The grant reimburses the City for the street lateral and pays the private contractor. This total is \$2250.

Mr. Collings felt that his mother, the applicant, would qualify for a low income grant if the house was not temporarily rented. Reasons she no longer resided in the house and for renting it were noted. When the South Sutro house she is now residing in sells, she plans to return to the Silver Sage house. It is being repaired so that it can be placed on the market. Ms. Collings purportedly wished to comply with the mandatory connection order but financially could not at this time without the Board's assistance. Clarification by Mr. Ahrens indicated the grant for the southeast Carson area was available three years ago. Ms. Collings had purportedly moved from Silver Sage in 1994. This was not during the grant period. Ms. Collings' health had been poor and she had failed to deal with the topic. Mr. Collings indicated that it may be possible for her to pay for some of the costs when the Sutro house sells, however, there are many medical bills outstanding. Supervisor Plank expressed his concern about establishing a precedence. He suggested that a lien be placed on the Sutro house which would be repaid when the house sells. Justification for this process was provided. Supervisor Williamson referenced a letter from Mr. Collings indicating that his father had died in 1987. His mother had purchased the Sutro house in 1993 and moved into it. The Silver Sage property had been rented since that time. The Silver Sage house is owned free and clear. Clarification indicated the Sutro house had been listed with a realtor previously. It had not sold. It was taken off the market until some repairs could be made. Once they are completed, it will be placed on the market again. Supervisor Williamson explained her concern with the request based on these statements and the relatively small cost to connect the Silver Sage property. Mr. Collings acknowledged that there had been many communications between his mother and the City on the need to connect. He reiterated his comments concerning his mother's limited income which he felt qualified her for a low income grant. She did not have the cash to complete the Sutro repairs as quickly as she would like. The connection would create a financial hardship for her. Mr. Collings also has a sister and a brother. They had not discussed providing the money for their mother. Supervisor Livermore suggested that a low income or small mortgage be taken out. He felt that it was unusual for a property owner to have two properties which are free and clear with young family members and rental income on a property which could assist with the connection fees. He also felt that there had been adequate time for a conclusion to have been reached. Mr. Collings briefly described some of his mother's health problems.

Mr. Hilkey indicated he was a personal friend and a general contractor. He had been doing Sutro repairs for the last year. He felt that the physical condition of the home could have kept it from selling when it was listed originally. He had donated a majority of his time on the repairs. He offered to do the house connection to the

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street gratis if the Board waives all of the fees. Mayor Masayko commended him on his offer and questioned the amount the offer would offset the \$2250 cost. Additional public comments were solicited but none given.

(2-0001) Mr. Ahrens explained the original waiver program which would have eliminated the \$2256 connection fees if connection had occurred two years ago. There was also a program to install the laterals when the sewerline was extended. A \$750 fee was assessed for that lateral. It eliminated the need to cut the street after the street repairs/overlays were completed. The funding for the lateral had been taken from the sewer fund. The connection from the lateral to the house costs \$1500. Mr. Hilkey indicated that he could do the \$1500 work but the \$750 fee would be remaining. Clarification indicated that the \$1500 had been covered by a grant for low income residents. Staff had recommended that additional time be granted to the Collings to connect and that the \$2226 connection fee and the \$30 permit fee be waived. This left the \$750 lateral fee and the contractor's fees for the Collings to pay. Supervisor Bennett suggested that the \$2256, which included the permit fee, and the \$750 be liened against the Sutro property. The \$1500 contractor's fee would be waived based on Mr. Hilkey's offer. Mr. Ahrens and Mayor Masayko reiterated the fees for clarification. Mayor Masayko suggested that the \$2256 and \$750 be deferred until the Sutro property sells and that a six month extension be grant for requiring the connection which will given Mr. Hilkey time to complete the connection. Supervisor Bennett supported this approach. Supervisor Plank recommended that the \$3006, which is the sum of \$2256 and \$750, be a lien on the Sutro property. Discussion noted the special circumstances involved with the Silver Sage property even though it is rented. Mayor Masayko stressed that this should not establish a precedence. Each individual's case must be made. This will allow the Board to waive or not waive the fees. He then expressed his support for Supervisor Plank's suggestion although his original plan had been to waive the \$750 fee. Supervisor Williamson explained her personal knowledge of Mr. Hilkey and questioned the time which would be allowed for reimbursement of the fees. Supervisor Livermore expressed his objection to the concept due to his feeling that low income claims should not be considered due to the ability to have two residential properties owned free and clear. The ownership of these two assets did not meet his term of low income particularly in view of the rental fees from the one property. He felt that with the assets there are ways which the fees could be met specifically in view of Mr. Hilkey's offer. He indicated that he would not support any fee waiver or a lien. Supervisor Plank indicated that he understood Supervisor Livermore's concerns. He felt that consideration was being given due to the tragic circumstances which had occurred in the family which created mental disruption to the mother and family. The lien could be on either property and would be reimbursed when the property sells.

Mr. Ahrens asked for a timeframe for making the connection when the motion is made. Mayor Masayko felt that due diligence should be required and that the hookup should be made immediately otherwise a citation should be issued. Mr. Berkich indicated that the City does not accept a credit card for payment at this time due to the discount issue required by the card issuer. Clarification indicated that Ms. Collings had already been cited for failing to make the connection. The citation had been considered in court on March 2 when an extension was granted for connecting the property to allow the Board to consider an appeal of the fees. A second date for a court hearing was set for the end of the month. Ms. Bruketta asked that the Board provide direction to the District Attorney's office on how the case is to be handled at court on that date. This should include waiving or not waiving the fees. Mayor Masayko indicated that if Mr. Collings did not agree with the Board's action, he could pursue the judicial process. Ms. Bruketta explained the rationale for her recommendation and suggested that this not become the norm for such procedures. If Mr. Collings had legal representation, the Board should not have been involved in a discussion over the case. As this point has been reached, however, she felt that the process should continue. Mr. Burnham felt that the court issue is whether the residence is connected or not. The fee issue is a Board matter. Its waiver is at the Board's discretion. The court issue is not related to the fees. Mayor Masayko pointed out that unless the fees are paid or waived, a connection would not be made. **Supervisor Plank indicated that in view of these statements direction to the DA is not necessary. He felt that if Ms. Collings is connected to the City sewer system within 60 days from day, the City will satisfy its need for the \$3006 by placing a lien on the property owned by Ms. Collings on South Sutro until that property is sold at which time the City will be reimbursed. Supervisor Bennett seconded his statement. Mayor Masayko accepted the statement as a motion and indicated that the lien would be on the Sutro property forever.** Following a request for an amendment, **Supervisor Plank amended the motion to reflect that the connection must occur at**

4540 Silver Sage Drive, that the connection be within 60 days, and the fees are to be satisfied with a lien against the property owned by Mrs. Collings on South Sutro. Supervisor Plank explained his intent for the lien to remain until the property is sold. Supervisor Williamson explained her request that the lien be repaid within a year as being based on the fact that the home will not be on the market until the repairs are completed. **Supervisor Plank amended the motion to indicate within 24 months from today as this should allow adequate time to sell the home or do otherwise. Supervisor Bennett concurred with the amendments.** Mr. Ahrens indicated there had been six to eight citations issued in this vicinity during the year. Supervisor Livermore questioned whether liens would be accepted for those parcels and questioned the number which were rentals. Mr. Ahrens was unsure but believed that they had connected. Mayor Masayko expressed his intent to decide the issue one at a time. Supervisor Bennett agreed. The motion as amended was voted and carried 4-1 with Supervisor Livermore voting Naye.

B. ACTION TO WAIVE THE REQUIREMENT FOR MANDATORY SEWER CONNECTION AT 4151 PONDEROSA DRIVE, OWNER ALBERT REPLOGLE (2-0405) - Deputy District Attorney Neil Rombardo explained that the issue is pending in court and that Mr. Replogle has legal representation. He recommended that the Board not consider the matter until after the Court has made a ruling. Mr. Replogle's attorney was not present. Mayor Masayko disclosed his discussions with Mr. Replogle including Mr. Replogle's insistence that the Board consider the matter. He was not aware of Mr. Replogle's legal representation. He had agendized the matter in an effort to allow a citizen to discuss the issues with his elected officials in a quasi-judicial role. Mr. Rombardo offered to provide a status report on the negotiations. He also indicated that Mr. Replogle could be allowed to make public comments as agendized. Mayor Masayko agreed and explained that under public comments the Board could not interact or respond. Supervisor Williamson explained her understanding of the negotiation process as originally established by the Board as allowing the District Attorney's office to negotiate with the residents rather than force them to have a public hearing. She encouraged the DA's office to pursue this process. Mayor Masayko suggested that a motion be made to take no action on the matter. He agreed to allow Mr. Replogle to put information on the record but that no interaction would be allowed. The process should be pursued through the Justice Court with the attorney. He encouraged other individuals who had been cited to take the matter to the judge for a ruling before coming to the Board or to seek relief before the citation is issued. Mayor Masayko then asked for a motion to not hear the item today. Supervisor Williamson stated "so moved". Supervisor Plank seconded the motion. Mayor Masayko stated the motion as being that the action on the item regarding the requirement for mandatory sewer connection for 4151 Ponderosa Drive for Albert Replogle not be heard by the Board of Supervisors at this time. The motion was voted and carried 5-0. Mayor Masayko noted that Mr. Replogle has an attorney who is not present and that the issue is before the Justice Court. Any comments Mr. Replogle wished to make were to be under public comments. He urged the Board not to interact with Mr. Replogle.

PUBLIC COMMENTS (2-0501) - Deputy District Attorney Melanie Bruketta advised Albert Replogle that any statements he made would be used against him in court and that Mr. Replogle's attorney had asked that the matter be continued. Mr. Replogle responded that his attorney had informed him that he should go to the Board of Supervisors and make it as public as possible. Ms. Bruketta reiterated her caution concerning the ability to use his statements in court.

Mr. Replogle explained his appeal of the Utility Department's ability to issue a citation for failing to connect 4151 Ponderosa Drive to the sewer system. He claimed that the City had not engineered nor installed the sewer line adequately to provide a minimum two percent slope between his house and the sewer main. This failure was either by design or a mistake. He felt that without the gravity fall he was exempt from making the connection. Seven years ago he brought the situation to the attention of City Manager Berkich and former Utility Director Dorothy Timian-Palmer. He and "Chuck" are the only ones not connected. It would be very expensive for him to install and maintain a pump to force the sewage into the City line. The process encountered when the cite was served and his contact with Ken Arnold regarding the cite were described. Adequate time had been provided for the Board to resolve the matter with the City Manager and the Department. His efforts to work the matter out with other staff members were described. These attempts were unsuccessful. He had hired an engineer to look at the situation

who informed him that he would have to pump. He had a copy of his report with him. As the Utility Department is in violation of the Code and Building Codes, it should be cited. He was willing to pursue the court process. His septic system had been approved by the City Health Department and was permitted. His engineering is supported by both the City and Building Codes. An independent surveyor confirmed his engineering. Contractors have purportedly given him written correspondence declining to do the work due to the lack of a grade. The City allegedly had offered a maintenance agreement on the line if he encountered any problems with it, however, had since backed out of this offer. This suggests that there would be problems with the line. The Code says he is exempt from making the connection as it will not flow. Purportedly both Mr. Berkich and Ms. Timian-Palmer had indicated that he was exempt. He agreed to connect if the slope is two percent. He should not be forced to pay to correct the City's error particularly as it will not work. He questioned the alternatives if he connects and the system does not work as, under the rules, his septic system is to be filled with sand and made unusable. The Code clearly indicates that he does not have to connect. It has already cost him lots of money for an attorney and an engineer. He questioned how he would be reimbursed for those costs if he wins and does not make the connection. He agreed that the Uniform Plumbing Code grants an exception for one percent grades, however, this is also a detailed process. This process is only acceptable when both parties wish to pursue it. His contact with other utility companies indicates that he should not connect. Mayor Masayko noted that he was repeating his comments and asked for new material. Mr. Replogle then requested that the Board withdraw the citation. Mayor Masayko indicated that the City would abide by the judge's ruling. Mr. Replogle replied that it should not be necessary to go to court. Mayor Masayko apologized for the misunderstanding and having Mr. Replogle appear today. As the court process had already commenced, it must run its course.

BREAK: A lunch recess was declared at 12:35 p.m. The entire Board was present when Mayor Masayko reconvened the meeting at 1:30 p.m., constituting a quorum.

12. COOPERATIVE EXTENSION - INTRODUCTION OF JOANNE SKELLY, THE NEW EXTENSION EDUCATOR IN CARSON CITY (2-0705) - Cooperative Extension Area Director Dick Post introduced Joanne Skelly. Comments noted her weekly news article. Ms. Skelly's employment history was highlighted. Former Extension Director Hinton's mentoring was described by Ms. Skelly. She felt that this would help her maintain the quality programming that Carson City is accustomed. She expressed a desire to meet with the Board individually and discuss each person's concerns and offered her assistance in whatever means possible. Ms. Hinton is now the Dean for the College of Cooperative Extension. Mayor Masayko congratulated both on their appointments and welcomed Ms. Skelly aboard.

14. CITY MANAGER - John Berkich

A. ACTION TO APPROVE A CONTRACT WITH WALKER AND ASSOCIATES FOR LOBBYING SERVICES FOR FISCAL YEAR 2000-01 (2-0748) - Mary Walker briefly described the legislative activities now occurring including interim committees on SB 253, long-term care, sovereign immunity, child welfare, and new legislative proposals such as design built and SB 323. A package will be developed and presented to the Board next month. Supervisor Bennett asked her to add the Subconservancy's bill to add Alpine County and volunteered to provide her with the TRPA oversight committee's findings. Supervisor Williamson noted the public sentiment concerning the City's having a lobbyist and indicated that she would do her part at the legislature. The work performed by Ms. Walker requires a full-time, year-round commitment, expertise and contacts. **Supervisor Bennett moved to approve the contract with Walker and Associates for lobbying services for the Fiscal Year 00-01. Supervisors Livermore and Plank seconded the motion.** Supervisor Livermore noted Ms. Walker's effectiveness and creditability in her representation for Carson City, the Hospital and the surrounding counties. He was pleased that she had been able to come to terms with the City and would continue to represent the community. Comments noted the reduced rate and thanked her for her professional representation. The contract is for "general legislative issues". Ms. Walker explained her bill review process, the urgency required to respond any bill during the legislative session, and the need to present a cooperative effort or consensus supporting any bills. She had been meeting with City staff for the last 2-1/2 months on the 13 bills proposed by the Counties she represented. Reapportionment will require a lot of time from the legislators which

will leave less time for the bills. Mayor Masayko voiced his feeling that in the long run City staff should be prepared to follow some of the important bills internally. This should include both the tracking and the lobbying. The City is also paying NACO to handle some items. He would support her contract but felt that the resources required should be considered also. Ms. Walker pointed out her expertise in obtaining information on the bills due to her previous employment with the City. This allowed her the ability to respond quickly even when the meetings are scheduled without much notice. Her representation also eliminated the need for several staff members to be waiting for meetings or watching such fast moving schedules. The motion to approve the contract was voted and carried 5-0.

13. CARSON-TAHOE HOSPITAL - PRESENTATION ON AFFILIATION STRATEGIES (2-1121) - Supervisor Livermore, Hospital Marketing Director and Public Information Officer Richard Linkul, Hospital Administrator Steve Smith - Supervisor Livermore's introduction explained the process being used to study the questions regarding affiliation. Two previous attempts had failed to reach an agreement. As a result Kaufman Hall and Associates were retained to assist the Trustees in studying the proposals and developing a decision concerning affiliation. This process includes determining whether to remain as presently established. His comments stressed the health care concerns found in a changing environment with more and more financial requirements. For these reasons all options regarding the delivery method must be analyzed on a cost effective basis in order to be able to continue to enjoy the current financial freedom experienced at the Hospital. These options range from continuing as the Hospital has for the last 50 years to a change of ownership. The Board of Supervisors will consider a change of ownership. He then introduced Mr. Linkul and Mr. Smith.

Mr. Linkul indicated that in April the Board had received a white paper on the strategies. Slides were shown illustrating the high points for considering affiliation. (Copies are in the file.) Although the goal is to develop a long-term relationship with a compatible partner to ensure continuing viability which would allow the hospital to meet long-term health care needs of the community, a decision could be reached to maintain the status quo. He repeatedly stressed the Hospital's current solid financial position and the concerns a changing medical field could have on this position. Public meetings on the topic have occurred throughout the process and will continue to occur. All of the options are being explored without a hidden agenda. A handout providing an update on the process and answering questions about the process was distributed to the Board and Clerk. (A copy is in the file.) The timeline for completing the process was described. He hoped to make a final presentation to the Trustees in early fall.

Discussion between Mr. Smith and the Board indicated the Hospital has \$26 million in outstanding bonded indebtedness. Financial concerns were discussed which pointed out that the Hospital is and always has operated in the black, however, with the changes now occurring in the medical field, this could change quickly. The Hospital is the only district or county hospital in the state not supported by local taxes. Mr. Smith felt that it would take at least three times the current indebtedness to maintain the Hospital's present competitive status. Additional medical professionals are being sought for the community.

Supervisor Williamson pointed out the financial decisions which require affiliation, however, did not feel that the affiliation was based on community health needs. She urged the administrators to remember the community support including volunteerism during the negotiations. Union strikes in the Bay Area were noted to illustrate her concern. Mr. Smith responded by pointing out that without money there would be no "mission". Due to concerns about maintaining the community support, the criteria for an affiliate had required maintaining and treatment of the same payor mix and quality of care currently provided by the Hospital. Elko's failure to maintain community support as illustrated by its electorate's refusal to support a new hospital was noted. The importance of affiliating while in a strong financial position and the financial problems encountered in other areas were noted. Comments also stressed the reasons for keeping the community involved with the process.

Supervisor Bennett explained her concern with physicians banding together to provide services for a payor group/segment of the community which assures the physicians' financial stability and well-being. This forces individuals on Medicare/Medicaid or that that are uninsured to seek these services from the Hospital. She urged Mr. Smith to be cognizant of these special interest groups and the need to represent the community. Mr. Smith felt

that a majority of the medical staff supported the Hospital 100 percent. There is a small portion who are removing the paying portion from the Hospital. This has occurred in other areas and forced the taxpayers to support county hospitals. The strategic partner must be able to match the Hospital's culture and mission; otherwise, they will not be considered. A strategic alliance partner could provide such support. An example of this strategy was the Hospital's competitive contract with 7,000 members of the community who must use the Hospital and its physicians. The right partner will allow the Hospital to bid for State employees, etc. Supervisor Plank iterated the need for it to be clearly understood that the process is in the exploratory state and that a foregone conclusion had not been reached. All options should be explored to maintain the best financially stable facility possible. Kaufman Hall's experience in the field was described. They are paid for the service under a contract and do not work on a contingency which provides the best unbiased report possible. Supervisor Livermore reiterated the reasons affiliation should be considered at this time.

Mr. Smith then apologized for his tardiness which had occurred as a result of the "ERMB" hearing wherein the State had ruled in favor of the Hospital on both cases. The ruling may be appealed. He then explained the impact Federal long-term care and nursing home regulations would have on the community particularly in light of the shortage already found in the community for these services.

Tom Keeton felt that the entire process is a merger of some type regardless of the name. If the community loses control of the Hospital to a larger organization, it would lose the functions regardless of the mission statement. This could create an entirely disliked situation from which the community would not be able to separate itself. He urged the Board to retain the ability to back out of the merger without penalty. Additional public comments were solicited but none given.

Mr. Smith explained that the RFP included the ability to withdraw at no penalty. Mayor Masayko also cautioned that the penalty may not be allowed but financial costs could be very steep particularly if \$63 million is spent on improvements during the next ten years. He thanked Mr. Linkul and Mr. Smith for the presentation. No formal action was required or taken.

14. B. ACTION TO RECESS INTO CLOSED SESSION PURSUANT TO NRS 288.220 TO MEET WITH MANAGEMENT REPRESENTATIVES (2-1895) - Supervisor Plank moved that the Board recess into closed session pursuant to NRS 288.220 to meet with management representatives. Supervisor Livermore seconded the motion. Mr. Berkich felt that the closed session would take approximately 15 minutes. Mayor Masayko indicated that an open session would follow the closed session. The motion was voted and carried 5-0. Mayor Masayko recessed the open session at 2:40 p.m.

C. RECONVENE THE OPEN SESSION (2-1921) - Mayor Masayko reconvened the open session at 3:20 p.m. The entire Board was present, constituting a quorum.

D. ACTION ON APPROVAL OF THE MODIFICATIONS TO THE JULY 1999 THROUGH JUNE 2005 COLLECTIVE BARGAINING AGREEMENT BETWEEN CARSON CITY AND THE CARSON CITY FIRE DEPARTMENT CLASSIFIED CHIEF OFFICERS ASSOCIATION (2-1927) - Mayor Masayko indicated the discussion in the closed session had been created by the agreement with the classified firefighters which had included the incentive pay issue. He also noted that the Board did not have a lot of latitude in the process. Supervisor Plank moved to approve the modifications to the July 1999 through June 2005 Collective Bargaining Agreement between Carson City and the Carson City Fire Department Classified Chief Officers Association; fiscal impact, which is not attached but comments had indicated was \$12,000. Discussion ensued between Association President Vince Pirozzi and Deputy District Attorney concerning the year 2005 on page 22 in Article 37. Supervisor Plank amended his motion to include the correction. Mayor Masayko indicated that the date in Article 37 should be June 30, 2005. Supervisor Livermore seconded the motion. Motion carried 4-1 with Supervisor Bennett voting Naye. Comments thanked the participants for settling the issues and negotiations.

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There being no other matters for consideration, Supervisor Williamson moved to adjourn. Mayor Masayko seconded the motion. Motion carried unanimously. Mayor Masayko adjourned the meeting at 3:25 p.m.

The Minutes of the July 6, 2000, Carson City Board of Supervisors meeting

ARE SO APPROVED ON____November__2_____,
2000.

_____/s/_____
Ray Masayko, Mayor

ATTEST:

_____/s/_____
Alan Glover, Clerk-Recorder