

CARSON CITY BOARD OF SUPERVISORS
Minutes of the Special April 16, 1991 Meeting
Page 1

A special session of the Carson City Board of Supervisors was held on Tuesday, April 16, 1991, at the Community Center Sierra Room, 851 East William Street, Carson City, Nevada, beginning at 12:30 p.m.

PRESENT:	Marv Teixeira	Mayor
	Tom Fetic	Supervisor, Ward 2
	Greg Smith	Supervisor, Ward 1
	Tom Tatro	Supervisor, Ward 3
	Kay Bennett	Supervisor, Ward 4

STAFF PRESENT:	John Berkich	City Manager
	Kiyoshi Nishikawa	Clerk-Recorder
	Mike Suglia	Deputy District Attorney
	Jeanette Sullivan	Administrative Assistant to the City Manager
	Katherine McLaughlin	Recording Secretary
	(S.B.O.S. 4/16/91 Tape 1-0015)	

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. A tape recording of these proceedings is on file in the Clerk-Recorder's office. This tape is available for review and inspection during the normal business hours.

Mayor Teixeira called the meeting to order at 12:40 p.m. Supervisor Bennett led the Pledge of Allegiance. Roll call was taken. The entire Board was present constituting a quorum.

1. COMMUNITY DEVELOPMENT DIRECTOR - ACTION CONCERNING THE COMPOSITION OF THE CARSON CITY REGIONAL PLANNING COMMISSION INCLUDING INTERVIEW AND POSSIBLE APPOINTMENTS (1-0031) - Mayor Teixeira expressed the importance of the Commission and desire to make the best appointment possible from the interviews. He, therefore, requested the applicants wait in the hall while the other interviews are being conducted. Applicant Michael Garcia may be late for the meeting due to a doctor's appointment. Applicant Anne MacQuarie was out on vacation. Applicants Betty Brinson, Archie Cooke, Jeffrey Fontaine, Steven Kreck, David Loomis, Philip Marshall, Anna McMillian, Maxine Nietz, George Wendell, and Richard Wipfli responded to Board questions concerning their interest; knowledge of the Commission, Growth Management, the Master Plan, and property rights; changes each wished to see in the Planning Commission, its functions, or the Master Plan; stand on growth; view of the City currently; whether she/he had adequate time to serve; the Builders Association role in the process; whether they could handle the pressure placed on the Commission when controversial issues arise, or if there was a potential conflict of interest. Mayor Teixeira thanked each for applying. The Board then continued the appointment to the end of the session.

BREAK: At 2:30 p.m. a five minute recess was taken. When the meeting reconvened the entire Board was present, constituting a quorum.

2. PUBLIC WORKS DIRECTOR - Dan O'Brien and Utility Manager Dorothy Timian-Palmer - UTILITY DIVISION MATTERS (2-1035)

D. ACTION ON THE ADOPTION OF A RESOLUTION, PURSUANT TO SECTION 12.01.130 OF THE CARSON CITY MUNICIPAL CODE, EXTENDING THE ODD AND EVEN DAY WATERING AND NON-WATERING PERIODS OF THE SUMMER OF 1991 - Ms. Timian-Palmer introduced State Forest Ranger Dave Frietas who explained the forest and range conditions. He stressed concern that if a fire should occur, conditions are right for it to be catastrophic. Discussion with the Board included the Fir tree kill ratio, reasons logging was not being done on the eastern slope, the Sierra Forest Fire District education program, and volunteer services. Discussion ensued among the Board and Ms. Timian-Palmer on the proposed

CARSON CITY BOARD OF SUPERVISORS
Minutes of the Special April 16, 1991 Meeting
Page 2

water restrictions, summer water storage, and the access and services for Lakeview. Ms. Timian-Palmer felt that with the conservation measures it was unnecessary at this time to restrict growth based on the drought conditions. Conditions next year may dictate a different position, which will be addressed at that time. Supervisor Bennett moved that the Board adopt Resolution No. 1991-R-17, A RESOLUTION EXTENDING THE ODD AND EVEN WATERING AND NON-WATERING PERIODS FOR THE SUMMER OF 1991. Supervisor Feticc seconded the motion. Motion carried 5-0.

A. ACTION ON DEDICATION OF EASEMENTS FROM EAGLE VALLEY INVESTMENTS TO CARSON CITY (2-1475) - Ms. Timian-Palmer explained the purpose of the temporary easement. Supervisor Feticc moved that the Board authorize the Mayor to sign the temporary construction easement from Eagle Valley Investments to Carson City. Supervisor Smith seconded the motion. Reasons funding was not required were explained. The motion to approve the temporary easement was voted and carried 5-0.

Supervisor Tatro then moved that the Board approve and authorize the Mayor to sign the Dedication of Easement from Eagle Valley Investments to Carson City. Supervisor Smith seconded the motion. Motion carried 5-0.

B. ACTION ON LINE EXTENSION AGREEMENT BY AND BETWEEN SIERRA PACIFIC POWER COMPANY AND CARSON CITY FOR POWER SERVICE TO THE DAYTON VALLEY PRODUCTION SOURCE, WELL NO. 44 (2-1552) - Discussion clarified the reasons for partial undergrounding and funding was not required at this time. If adequate usage is not maintained, funding may be required at some future date. Supervisor Tatro moved that the Board approve and authorize the Mayor to sign the Line Extension Agreement by and between Sierra Pacific Power and Carson City to provide electrical service power to the Dayton Valley Production Source Well No. 44, Contract No. 91-4753-16, with no fiscal impact. Supervisor Smith seconded the motion. Mr. Suglia suggested that as a potential fiscal impact exists, it should be included in the motion. Supervisor Tatro amended his motion to include with a potential fiscal impact on funding source 520-854 if usage does not meet Sierra Pacific Power's projections. Supervisor Smith continued his second. Motion carried 5-0.

C. ACTION ON AWARD OF CONTRACT NO. 90/91-215A FOR THE CONSTRUCTION OF A WATERLINE CONNECTING WELL NO. 44 TO THE CARSON CITY MUNICIPAL WATER SYSTEM (2-1684) - Discussion clarified the bid amount, engineer's estimate, the piping needs for River Knolls, and the location of Wells 43 and 44. Supervisor Feticc moved that the Board accept and authorize the Mayor to sign the award of Contract 90/91/215A, Construction of a waterline connecting Well No. 44 to the existing system, to Joe Suter Construction per the requirements of NRS Chapters 332, 338, 339, and 614 in an amount not to exceed - following clarification of the amount - \$92,337.52. Supervisor Tatro seconded the motion. Motion carried 5-0.

E. ACTION ON AN AGREEMENT FOR SERVICES BETWEEN THE STATE OF NEVADA, DEPARTMENT OF CONSERVATION AND NATURAL RESOURCE, AND CARSON CITY FOR THE FUNDING TO IMPLEMENT A SOLID WASTE AND INDUSTRIAL/HAZARDOUS WASTE PROGRAM (2-1824) - Ms. Timian-Palmer introduced John Hastie and explained his successful efforts in convincing the State to provide funding for the inspector position. Discussion ensued among the Board and staff concerning the State funding, concern about the practice of using sewer funds for the landfill, new Federal regulations, staff's success at keeping hazardous wastes from the landfill, the Sanitary Landfill's cooperation and willingness to work with the staff, the State's feeling that the operation was managed in a better fashion than the majority of the others in the State, and the City's program. Supervisor Bennett requested periodic reports on the program. Supervisor Feticc noted that the program would not create a fiscal impact on the City at this time. Supervisor Smith moved that the Board approve and authorize the Mayor to sign the agreement for services between the State of Nevada Department of Conservation and Natural Resources and Carson city for the funding to implement a solid waste and industrial hazardous waste program for Carson City. Supervisor Feticc seconded the motion. Motion carried 5-0.

1. COMMUNITY DEVELOPMENT - ACTION CONCERNING THE COMPOSITION OF

CARSON CITY BOARD OF SUPERVISORS
Minutes of the Special April 16, 1992 Meeting
Page 3

THE CARSON CITY REGIONAL PLANNING COMMISSION INCLUDING INTERVIEWS AND POSSIBLE APPOINTMENTS (2-2349) - Discussion ensued concerning the number of appointments required at this time and their terms. Each Supervisor then gave his/her top three candidates. From this listing Jeffrey Fontaine was selected. Supervisor Tatro, after clarification of the position which the appointment would fill, moved that the Board appoint Jeffrey Fontaine to Regional Planning Commission to fill out the unexpired term of resigning member Greg Steele. Mr. O'Brien and Ms. Timian-Palmer then expressed concern about a potential conflict of interest in that Mr. Fontaine signs off on the subdivision maps and water projects and accepts staff's water reports. Due to a desire to determine whether there could be a potential conflict, a five minute recess was taken at 3:30 p.m. When the meeting reconvened at 3:35 p.m. the entire Board was present constituting a quorum. Supervisor Tatro explained that he had contacted Mr. Fontaine's Supervisor Daryl Rasner, Chief of Public Health. Mr. Fontaine had checked with him before applying. Items are analyzed by his Department from the health angle only. If any items arise which may pose a conflict of interest, Mr. Rasner would sign off on those items. Mr. Fontaine had also checked with Deputy Attorney General Nancy Angres and she had felt that a conflict would not occur from the State's perspective or from the State if he served on the Planning Commission. Mr. Rasner had expressed a willingness to take over his office's review process if the City's District Attorney determined there was a conflict of interest on the Departmental reviews. Supervisor Feticc seconded Supervisor Tatro's nomination. Ms. Timian-Palmer explained Mr. Fontaine's review of her reports, subdivision maps, well sites, etc. Supervisor Bennett explained her concern about the important relationship currently maintained between the Utility Division and the State Health Department and her wish to avoid jeopardizing that relationship. In response to Mayor Teixeira's questions, Ms. Timian-Palmer explained the State Health Division's review of her water reports and concerns about how the process would work if he was appointed to the Commission. Discussion noted that regardless of the legal view, there could be a perception problem. Clarification noted that his State position addressed the quality and quantity of the City's water and the City's ability to deliver same. He was not involved with zoning, special use permits, variances, etc. Following discussion of these issues, it was clarified that Supervisor Feticc had seconded Supervisor Tatro's motion to appoint Mr. Fontaine. The motion was voted by roll call with the following results: Smith - Yes; Bennett - No; Feticc - Yes; Tatro - Yes; and Mayor Teixeira - No, which was not based on his capabilities, but the fact that there are other equally qualified candidates. Motion carried 3-2. Clarification indicated that Mr. Fontaine would complete Mr. Steele's position. Supervisor Feticc then explained his support as being due to his failure to see a conflict of interest and Mr. Fontaine's ability to foresee a potential problem and seek legal advice as well as his supervisor's support.

The Board again listed his/her top two choices and reasons. Supervisor Bennett nominated Maxine Nietz to the Planning Commission to fill the remainder of the term vacated by Thelma Calhoun based on the need for balance and the balance perspective of the Planning Commission and her background and the body of experience which she brings to the community, her extensive community service to this point in the Redevelopment process, especially involving the downtown area, and her integrity and ability relate on very difficult issues which she had personally seen her engage. Supervisor Smith seconded the motion. Motion was voted by roll call with the following results: Ayes - Tatro, Feticc, Bennett, Smith, and Mayor Teixeira. Nays - None. Motion carried 5-0.

3. BOARD OF SUPERVISORS - ACTION ON SETTING OF GOALS AND OBJECTIVES (3-0445) - Following discussion of the procedures, the Board reviewed the goals and objectives listing for 1991/92. Items were removed which had either been accomplished or would require funding and would be discussed during the budget session. Discussion ensued concerning Board direction on whether the Chairperson or the entire Commission should attend a joint meeting with the Supervisors. Supervisors Feticc and Tatro and Mayor Teixeira felt that unless necessity indicated otherwise, only the Chairperson should be present. Supervisor Bennett agreed that if a problem arose, this policy could be changed. Items removed were: 7. Kings Canyon Property - Appraisal Status; 10. Parking Enforcement; 11. Senior Citizens Services Consolidation; 13. Increased Library Hours; 16. Hire Additional Dispatchers with Bilingual Capabilities; 17. 911 System Enhancement; 19. Radon Inventory; 20. Wood Burning Restrictions; 23. Determine Impact of Emission Control Standards - which is being accomplished with EPA; 25. Encumbrance System; 27. Cemetery Improvement/Aesthetics; 32. Develop Transportation System; 37. Sidewalk Safety; 44. Business Park Ordinance; and, Items 41 and 45 on Downtown Street Closures/Superblocks, Nuisance Abatement/Demolition, and Parking were moved to Redevelopment. (3-0991)

CARSON CITY BOARD OF SUPERVISORS
Minutes of the Special April 16, 1991 Meeting
Page 4

Discussion ensued concerning the New Business Development program, specifically the City's Economic Diversification Program. Mr. Berkich was directed to establish the list according to Department and report back within three months. This would allow the Board to establish appropriate funding and priorities. Concern was expressed that Community Development may be overloaded. Discussion ensued concerning the 1991/92 New Goals. Only Supervisor Tatro had the complete list. Supervisor Smith felt the collection policies need to be reviewed particularly in view of the revenue shortage now occurring. Supervisor Tatro expressed a desire to have staff establish a program for Latchkey participants whereby three advance payments could be accepted rather than require the entire \$666 for the three sessions upfront. Under his plan payments would be made to the Treasurer's office. A nominal surcharge could be assessed. Mr. Berkich noted that this would create an accounts receivable collection burden, however, was willing to conduct a trial. Mayor Teixeira agreed with Supervisor Tatro and noted the contact he had had on the need for a payment plan. Supervisor Smith suggested a discount if all sessions in which the children were participating were paid in advance. Supervisor Fetic then explained his priority as being to have the Public Works traffic flow alternatives studied. He also felt that the Charter Review Commission should be activated posthaste. Mayor Teixeira stressed the need for juvenile activities and facilities. Supervisor Tatro felt that a Community Development Housing Inspection Program was paramount. He then expressed his disagreement with staff's position and the summary of events on Como Street. Mr. Sorenson explained the purpose of his comments in the memo and a willingness to develop a program under either a reallocation of staffing or funding. Supervisor Bennett stressed the need for a regional transportation program specifically in view of the demand placed on the Senior Citizen's van.

BOARD MEETINGS (3-2268) - Mayor Teixeira explained his desire to consider the Public Works budgets. He would not be present on May 1. Discussion ensued concerning whether there was a meeting on May 2 or 9th.

Supervisor Fetic moved to adjourn. Supervisor Tatro seconded the motion. Motion carried 5-0. Mayor Teixeira adjourned the meeting at 4:55 p.m.

The Minutes of the April 16, 1991, Carson City Board of Supervisors Special Meeting

ARE SO APPROVED ON ___5/16___, 1991

Marv Teixeira, Mayor

ATTEST:

/s/_____
Kiyoshi Nishikawa, Clerk-Recorder