

CITIZEN COMMENTS (1-0265) - None.

3. LIQUOR AND ENTERTAINMENT BOARD MATTERS - TREASURER - ACTION ON APPROVAL OF A LIQUOR LICENSE FOR MOHAMMAD SAJJAD AHMAD, DOING BUSINESS AS GAS AND SAVE, LOCATED AT 1360 SOUTH CARSON STREET (1-0268) - Ted P. Thornton - Mayor Teixeira recessed the Board of Supervisors session and immediately reconvened the hearing as the Liquor and Entertainment Board. A quorum was present although Member McGrath was absent. Undersheriff Freeman noted the favorable Sheriff's report. Mr. Mohammad Sajjad Ahmad responded to Board questions concerning his experience and identification requirements. Members Bennett, Ayres, and Smith and Mayor Teixeira cautioned him about selling liquor to minors. Member Bennett elaborated on her concerns about such sales and her personal knowledge of such activity at this site. She suggested conditioning the license for a review. Mr. Ahmad and Chairperson Teixeira indicated this had happened last year, before he acquired the property. Undersheriff Freeman explained the complaint. A complaint had not been filed due to the lack of evidence. Member Smith then moved that the Board approve a Liquor License for Mahammad Ahmad, doing business as Gas and Save, located at 1360 South Carson Street, fiscal impact is \$1347.10. Member Tatro seconded the motion. Motion carried 5-0. Chairperson Teixeira wished him success.

4. LIQUOR AND ENTERTAINMENT BOARD CONSENT AGENDA (1-0455)

A. ACTION ON AN ENTERTAINMENT PERMIT WITH WAIVER OF APPLICATION FEE AND PERMIT FEE FOR A SPECIAL EVENT SHORT-TERM BUSINESS PERMIT FOR KIT CARSON RENDEZVOUS (MELANIE WILHELM, COORDINATOR) TO BE HELD AT MILLS PARK ON JUNE 10-12, 1994

B. ACTION ON APPROVAL AND WAIVER OF FEES FOR A SPECIAL EVENT SHORT-TERM BUSINESS PERMIT FOR KIT CARSON RENDEZVOUS (MELANIE WILHELM, COORDINATOR) TO BE HELD AT MILLS PARK ON JUNE 10-12, 1994

C. ACTION ON AN ENTERTAINMENT PERMIT WITH WAIVER OF FEES FOR A CONCERT PROMOTED BY BREWERY ARTS CENTER (CARL DAHLEN, EXECUTIVE DIRECTOR) TO BE HELD AT THE PONY EXPRESS PAVILION ON MAY 22, 1994

D. ACTION ON APPROVAL AND WAIVER OF FEES FOR A SPECIAL EVENT SHORT-TERM BUSINESS PERMIT FOR A CRAFT FAIR PROMOTED BY FREMONT PTA (ILONA STRULL, COORDINATOR) TO BE HELD AT FREMONT ELEMENTARY SCHOOL ON MAY 21, 1994

E. ACTION ON AN ENTERTAINMENT PERMIT WITH WAIVER OF FEES FOR A CRAFT FAIR, CHILI COOK-OFF, ETC., PROMOTED BY CARSON CITY MAINSTREET (MAXINE NIETZ, CO-CHAIR OF PROMOTION COMMITTEE) TO BE HELD ON JUNE 4, 1994

F. ACTION ON APPROVAL AND WAIVER OF FEES FOR A SPECIAL EVENT SHORT-TERM BUSINESS PERMIT FOR A CRAFT FAIR, CHILI COOK-OFF, ETC., PROMOTED BY CARSON CITY MAINSTREET (MAXINE NIETZ, CO-CHAIR OF PROMOTION COMMITTEE) TO BE HELD ON JUNE 4, 1994 (1-0455) - No one requested any of the items be pulled for an in-depth discussion. Member Tatro moved that the Board approve the Liquor and Entertainment Board Consent Agenda. Member Bennett seconded the motion. Motion carried 5-0.

Chairperson Teixeira adjourned the Liquor and Entertainment Board and immediately reconvened the session as the Board of Supervisors. The entire Board was present constituting a quorum.

5. BOARD OF SUPERVISORS CONSENT AGENDA (1-0485)

- A. TREASURER**
 - i. ACTION ON AFFIDAVIT OF DELINQUENT NOTICE MAILING FOR REAL PROPERTY TAXES**
 - ii. ACTION ON REINSTATEMENT OF REVOKED BUSINESS LICENSES**
- B. SHERIFF - ACTION ON APPROVAL OF QUARTERLY REPORT OF REVENUES AND EXPENDITURES FROM THE ASSET FORFEITURE ACCOUNTS**
- C. CLERK-RECORDER**

- i. ACTION ON A RESOLUTION AUTHORIZING THE DESTRUCTION OF COURT CASE FILES
- ii. ACTION ON A RESOLUTION AUTHORIZING THE DESTRUCTION OF VARIOUS COMMISSIONS AND BOARD FILES
- iii. ACTION ON RECORDER'S OFFICE DAILY OPERATING BANK
- D. PURCHASING AGENT
 - i. ACTION ON CONTRACT NO. 9394-219 AND 220 - REQUEST FOR CONTRACT APPROVAL ON THE COURTHOUSE EMERGENCY ASBESTOS ABATEMENT AND THE COURTHOUSE EMERGENCY STRUCTURAL REPAIR
 - ii. ACTION ON CONTRACT NO. 9394-92 - FUJI PARK RESTROOMS AND RIVERVIEW PARK RESTROOMS, FINAL PAYMENT (RIVERVIEW PORTION)
 - iii. ACTION ON CONTRACT NO. 9394-224 REQUEST FOR CONTRACT APPROVAL ON COMMUNITY COLLEGE PARKWAY/GRAVES LANE CONSTRUCTION, CONSTRUCTION MATERIALS TESTING
 - iv. ACTION ON CONTRACT NO. 9394-187 - LAKEVIEW BOOSTER PUMP SYSTEM UPGRADE, AWARD
- E. HOUSING ADMINISTRATION - ACTION ON ACCEPTANCE OF HOUSING GRANT FUNDS (FY 93) FROM THE U.S. HOUSING AND URBAN DEVELOPMENT
- F. PUBLIC WORKS DIRECTOR
 - i. ACTION ON DEDICATION OF STREET RIGHT-OF-WAY FOR LONGVIEW WAY, ROXBURY WAY, BRISTOL PLACE, CUMBERLAND COURT, ST. ALBANS PLACE AND KINGS CANYON ROAD AS CONTAINED WITHIN THE OFFICIAL PLAT OF LONG RANCH ESTATES, PHASE 1A, P.U.D. ON PROPERTY EAST OF LONGVIEW WAY AND NORTH OF KINGS CANYON ROAD FROM J.S. DEVELOPMENT CO.
 - ii. ACTION ON DEDICATION OF STREET RIGHT-OF-WAY FOR CLEAR CREEK AVENUE FROM THE PROPERTY AT 230 CLEAR CREEK AVENUE FROM WILLARD FERRIER
 - iii. ACTION ON DEDICATION OF STREET RIGHT-OF-WAY FOR CLEAR CREEK AVENUE FROM THE PROPERTY AT 270 CLEAR CREEK AVENUE FROM JOE ERVIN AND DONNA MAE FOSTER - No item was pulled for discussion. Supervisor Tatro moved that the Board approve the Consent Agenda as presented with the inclusion of Resolution No. 1994-R-43, A RESOLUTION AUTHORIZING THE DESTRUCTION OF Court Case files and Resolution No. 1994-R-44, A RESOLUTION AUTHORIZING THE DESTRUCTION OF Various Commissions and Boards files. Supervisor Ayres seconded the motion. Discussion noted that on Item D. iii., regarding the contract for construction of Community College Parkway/Graves Lane, Regional Transportation Commission funding was being used for a small portion of the improvements. The motion was voted and carried 5-0.

AGENDA MODIFICATIONS (1-0549) - Item 14. A. ii. Action on P-93/94-1 - An amendment to the Previously Approved Planned Unit Development Map and Bill No. 115, Ordinance No. 1994-21 had been pulled.

6. TREASURER - Mr. Thornton

A. ORDINANCE - FIRST READING - ACTION ON AN ORDINANCE OF THE BOARD OF SUPERVISORS OF CARSON CITY, NEVADA, DESIGNATED BY THE SHORT TITLE "1994 SEWER BOND ORDINANCE"; PROVIDING FOR THE ISSUANCE OF ITS REGISTERED, NEGOTIABLE, GENERAL OBLIGATION (LIMITED TAX) SEWER BOND (ADDITIONALLY SECURED BY PLEDGED REVENUES), SERIES JUNE 1994, IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$2,400,000; PROVIDING THE BOND MAY BE EVIDENCED BY A SINGLE, REGISTERED BOND; STATING THE PURPOSES FOR WHICH THE BOND IS TO BE ISSUED; PROVIDING THE FORM, TERMS AND CONDITIONS THEREOF AND COVENANTS RELATING TO THE PAYMENT OF SAID BOND AND THE HANDLING OF FUNDS; PROVIDING FOR THE SALE OF THE BOND; PROVIDING FOR THE LEVY AND COLLECTION OF ANNUAL GENERAL (AD VALOREM) TAXES FOR THE PAYMENT OF THE BOND; ADDITIONALLY SECURING ITS

PAYMENT BY A PLEDGE OF REVENUES DERIVED FROM THE SEWER SYSTEM OF WHICH THE FINANCED PROJECT IS A PART; AND RATIFYING ACTION PREVIOUSLY TAKEN (1-0575) - Supervisor Bennett moved that the Board of Supervisors approve Bill No. 119 on first reading, AN ORDINANCE OF THE BOARD OF SUPERVISORS OF CARSON CITY, NEVADA, DESIGNATED BY THE SHORT TITLE "1994 SEWER BOND ORDINANCE"; PROVIDING FOR THE ISSUANCE OF ITS REGISTERED, NEGOTIABLE, GENERAL OBLIGATION (LIMITED TAX) SEWER BOND (ADDITIONALLY SECURED BY PLEDGED REVENUES), SERIES JUNE 1994, IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$2,400,000; PROVIDING THE BOND MAY BE EVIDENCED BY A SINGLE, REGISTERED BOND; STATING THE PURPOSES FOR WHICH THE BOND IS TO BE ISSUED; PROVIDING THE FORM, TERMS AND CONDITIONS THEREOF AND COVENANTS RELATING TO THE PAYMENT OF SAID BOND AND THE HANDLING OF FUNDS; PROVIDING FOR THE SALE OF THE BOND; PROVIDING FOR THE LEVY AND COLLECTION OF ANNUAL GENERAL (AD VALOREM) TAXES FOR THE PAYMENT OF THE BOND; ADDITIONALLY SECURING ITS PAYMENT BY A PLEDGE OF REVENUES DERIVED FROM THE WATER SYSTEM OF WHICH THE FINANCED PROJECT IS A PART; AND RATIFYING ACTION PREVIOUSLY TAKEN. Following a request for a correction, Supervisor Bennett corrected the motion to reflect the revenues were derived from the sewer system and continued her motion to include AND RATIFYING ACTION PREVIOUSLY TAKEN TOWARD THE ISSUANCE OF SAID BOND AND EFFECTING THE PURPOSE OF ITS ISSUANCE; PROVIDING OTHER MATTERS RELATING THERETO. Supervisor Ayres seconded the motion. Motion was voted by roll call with the following results: Ayes - Smith, Ayres, Tatro, Bennett, and Mayor Teixeira. Nays - None. Motion carried 5-0.

B. PUBLIC HEARING ON LOCAL IMPROVEMENT DISTRICT NO. 1 (GRAVES LANE ASSESSMENT DISTRICT) (1-0638) - Comments were solicited but none given. No formal action was required or taken at this time.

7. SHERIFF - Undersheriff Freeman - ACTION ON GIFTS AND DONATIONS AND POSSIBLE ACTION ON A RESOLUTION APPROVING GRANTS OF MONEY TO PRIVATE ORGANIZATIONS, NOT FOR PROFIT (1-0668) - Deputy District Attorney Paul Lipparelli, Finance Director Mary Walker, and City Manager John Berkich - Mr. Freeman explained that the Statutes allow the Sheriff discretionary disbursement of these funds with the Board's blessing. Mr. Lipparelli explained the reasons for the modified Resolution. If the Board desired, the Sheriff could be granted authority to disperse the funding as desire. Until formal action is taken authorizing him to do so, the Board has total discretion over allocation of the funds. Undersheriff Freeman explained Sheriff McGrath's desire to streamline the procedure and reasons for wishing to do so. The recommendation was to allocate \$500 to each organization. Donations over which the Sheriff has control as well as the reasons for requesting Board action were discussed. The procedures will be analyzed to determine if it can be placed on the Consent Agenda and/or other methods could used. Supervisor Tatro pointed out the resolution does not identify the funding source. Mr. Lipparelli agreed to modify the resolution. Supervisor Smith moved to adopt Resolution No. 1994-R-45, a Resolution approving grants of money to private organizations for non-profit in the amount of \$1,000, funding source will be the Carson City Sheriff's Office gifts and donations account. Following a request for a modification, Supervisor Smith continued his motion to include the two organizations to be funded are: 1. The Police Athletic League in the amount of \$500; and, 2. Boys and Girls Club in the amount of \$500. Supervisor Tatro seconded the motion. Motion carried 5-0.

8. FINANCE DIRECTOR - Mary Walker

B. ORDINANCE - FIRST READING - ACTION ON AN ORDINANCE AMENDING CHAPTER 4.04 (BUSINESS LICENSE) TO PROVIDE FOR THE FEES CHARGED FOR ON-GOING SPECIAL EVENTS IN THE REDEVELOPMENT DISTRICT (1-1194) - Ms. Walker's introduction included the plans for a Farmers' Market in Carson City. Discussion ensued on the Business License requirements for individual vendors and justified modifying these requirements. Ms. Walker was instructed to analyze the requirements and, if necessary, return with a modification. Farmers' Market Representatives Shirley Snyder and Lynn Hansen discussed their experience in Sparks and plans for Carson City with the Board. Supervisor Bennett

commended them and Ms. Walker on their efforts. Supervisor Bennett moved to introduce on first reading Bill No. 120, AN ORDINANCE AMENDING CHAPTER 4.04 (BUSINESS LICENSE) TO PROVIDE FOR THE FEES CHARGED FOR ON-GOING SPECIAL EVENTS IN THE REDEVELOPMENT DISTRICT AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Tatro seconded the motion. (1-2130) Dave Helgren explained his family truck farm operation and support for the Farmers' Market. Ms. Walker explained her intent to notify all the businesses in the Redevelopment District in the hope that they will help sponsor the vendors. The motion to introduce on first reading Bill No. 120 was voted and carried 5-0.

A. ACTION ON APPROVAL OF THE CARSON CITY AND REDEVELOPMENT AUTHORITY FISCAL YEAR 93-94 THIRD QUARTER FINANCIAL REPORTS (1-2216) - Comments were solicited but none made. Supervisor Tatro moved that the Board approve the Carson City and Redevelopment Authority Fiscal Year 9394 Third Quarter Financial Reports as presented in the staff report. Supervisor Ayres seconded the motion. Motion carried 5-0.

C. REDEVELOPMENT AUTHORITY (1-2242) - Mayor Teixeira then recessed the Board of Supervisors session and passed the gavel to Redevelopment Chairperson Tom Tatro. For Minutes of the Redevelopment Authority, see its folder. Following adjournment of the Redevelopment Authority, Chairperson Tatro passed the gavel to Mayor Teixeira who reconvened the Board of Supervisors. A quorum was present as noted.

D. ACTION ON CARSON CITY REDEVELOPMENT AUTHORITY FISCAL YEAR 94-95 BUDGET (1-3391)- Supervisor Smith moved that the Board of Supervisors approve the fiscal year 94-95 Redevelopment Authority Budget. Supervisor Tatro seconded the motion. Comments were solicited but none made. Motion carried 5-0.

9. UTILITIES DIRECTOR

A. STATUS REPORT BY THE UTILITY DEPARTMENT UNIFORM COMMITTEE - City Manager Berkich, Meter Reader Leann Warne, Plant Operator Fred Howard, Pump Station Operator Joseph Esenarro, Senior Plant Mechanic Kyle Manath, Water Utility Technician Donald Cortez, Environmental Control Officer Debbie Wiggins - This is to be the first of, hopefully, many similar TQM reports. Staff delineated the procedures and ultimate recommendation to modernize the uniforms worn by the Utility Department. Use of the new uniforms would save money over the present uniforms and cleaning procedure. The jackets had highly reflective material on them which increased driver awareness of the workers. The savings generated by using centralized purchasing for the entire Department, creation of an oiling area for the boots, and the uniform policy were explained. Problems with the orange hats were defined and Ms. Wiggins' indicated a wear test would be performed on some new ones. The need for wind breakers was also noted. Rubber gloves are used in some areas of the Treatment Plant. Mr. Berkich and the Board thanked them for their presentation and the professionalism used in the procedure.

B. ACTION ON AWARD OF CONTRACT NO. 9394-166 - WELL NO. 45 PUMP STATION (2-0606) - Discussion noted the trades between Parks and the Utility Division for the well site as well as the 15 percent contingency. Supervisor Tatro moved that the Board accept and authorize the Mayor to sign the Award of Contract No. 9394-166, Well No. 45 Pump Station, to Resource Development Company of 2305 Glendale Avenue, Sparks, Nevada, in the amount of \$134,826 plus a 15 percent contingency for a total amount of \$134,826, funding source: Water Utility - 520, NNCC Project. Supervisor Smith seconded the motion. Motion carried 5-0.

C. ACTION ON A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND FREDERICK E. HITCHCOCK, JR. (2-0668) - Supervisor Tatro moved to introduce Bill No. 122 on first reading, AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN CARSON CITY AND CARSON CITY TOYOTA REGARDING ASSESSOR'S PARCEL NO. 9-122-04, LOCATED AT 3659 S.

CARSON STREET, CARSON CITY, NEVADA, FOR SEWER MAIN INSTALLATION. Supervisor Ayres seconded the motion. Motion carried 5-0. Ms. Timian-Palmer noted the Ordinance had not been included in the packet and distributed copies to the Board. The Development Agreement had been included in the packet.

10. INSURANCE/WELFARE - ACTION ON COMPROMISE OF DISPUTED CLAIM INVOLVING NATIONAL MEDICAL ENTERPRISES FOR FRAUD AND ABUSE IN TREATMENT AND BILLING PRACTICES AND AUTHORIZING THE MAYOR TO SIGN A RELEASE OF UNITED OMAHA LIFE INSURANCE COMPANY AND A CERTIFICATE AND RELEASE OF NATIONAL MEDICAL ENTERPRISES - Mr. Berkich - Supervisor Bennett moved that the Board approve a claim involving National Medical Enterprises for fraud and abuse in treatment and billing practices and action authorizing the Mayor to sign a Release of United Omaha Life Insurance Company and Certificate of Release; fiscal impact - Group Medical Fund will receive a credit in the approximate amount of \$1400. Supervisor Ayres seconded the motion. Motion carried 5-0.

11. PERSONNEL - Judie Fisher - ACTION TO APPOINT TWO MEMBERS TO THE BUILDING AND FIRE CODE BOARD OF APPEALS (1-0834) - Supervisor Ayres moved that the Board of Supervisors appoint two and reappoint two applicants to the Board of Appeals, specifically - Electrical Engineer - Gary Barrett, reappointment; Mechanical Engineer - Larry McGinnis, General Contractor - Dan O'Brien for John Anderson; and Civil Engineer - Rob Lauder, reappointment; appointments are for two years and that the same members serve on both the Building Fire Code Board of Appeals. Supervisor Bennett seconded the motion. Motion carried 5-0.

12. FIRE CHIEF - Emergency Management Coordinator Sheila Clements - ACTION ON APPROVAL OF THE LOCAL EMERGENCY PLANNING COMMITTEE (LEPC) GRANTS (2-0886) - Supervisor Smith moved that the Board of Supervisors approve the receipt by the Local Emergency Planning Committee of grant funds in the amount of \$27,00, specifically \$25,000 in an equipment and training grant and \$2,000 for an LEPC operations grant; funding source is the State Emergency Response Commission; explanation of impact is equipment, training and programs are added to our existing budgets. Supervisor Ayres seconded the motion. Motion carried 5-0.

13. PARKS AND RECREATION DIRECTOR - Steve Kastens

A. ACTION ON APPROVAL TO ACCEPT A GRANT OF \$2,500 FOR PROMOTION OF COMMUNITY FORESTRY AWARENESS FROM THE NEVADA URBAN AND COMMUNITY FORESTRY GRANT PROGRAM (2-0935) - Mr. Kastens' introduction included the purpose and plans for the funds. Supervisor Bennett moved to approve the Carson City Shade Tree Council to accept a grant of \$2,500 for Promotion of Community Forestry Awareness from the Nevada Urban and Community Forestry Grant Program. Supervisor Tatro seconded the motion. Motion carried 5-0.

B. ACTION ON APPROVAL TO ACCEPT A GRANT OF \$12,562 FROM THE SMALL BUSINESS ADMINISTRATION TREE PLANTING GRANT PROGRAM FOR THE CARSON CITY BEAUTIFICATION PROJECT (2-0987) - Purpose and plans for these funds were discussed. Supervisor Bennett commended him on the Governor's Park tree planting activity. Supervisor Bennett indicated the need for additional funding for medians. Mayor Teixeira pointed out the impact the tree plant had had on Park staffing. RCT funding had been allocated previously. Supervisor Bennett then moved that the Board of Supervisors approve the Parks and Recreation Department acceptance of a grant for \$12,562 from the Small Business Administration Tree Planting Grant program for the Carson City Beautification Project, fiscal impact \$12,562; funding source is the Small Business Administration; this grant will be revenue for the City. Supervisor Ayres seconded the motion. Supervisor Bennett reiterated her request that funding be obtained for one more median. The motion to authorize acceptance of the grant was voted and carried 5-0.

C. ACTION ON APPROVAL TO ACCEPT THE STATE OF NEVADA CULTURAL AFFAIRS GRANT OF \$5,000 TO ASSIST IN RESTORATION AND REHABILITATION OF THE ROBERTS

HOUSE (2-1110) - Discussion expressed the hope that the funds, with good bids, could finish the project. Supervisor Bennett moved to approve the Parks and Recreation Department to accept the State of Nevada Cultural Affairs grant of \$5,000 to assist in restoration and rehabilitation of the Roberts House, funding source - State of Nevada Commission of Cultural Affairs. Supervisor Smith seconded the motion. Motion carried 5-0.

D. ORDINANCE - FIRST READING - ACTION ON AN ORDINANCE ADDING CHAPTER 13.04 TO THE CARSON CITY MUNICIPAL CODE TO PROVIDE FOR THE ESTABLISHMENT AND MAINTENANCE OF TREE COVER ON PUBLIC LANDS IN CARSON CITY BY THE APPROPRIATE CITY DEPARTMENTS; TO PROVIDE DEFINITIONS OF ALL APPROPRIATE TERMS NECESSARY TO THE UNDERSTANDING OF THE ORDINANCE; TO PROVIDE FOR THE ENFORCEMENT OF THE ORDINANCE BY APPROPRIATE CITY DEPARTMENTS; TO PROVIDE FOR THE LICENSING OF PERSONS IN THE BUSINESS OF TREATING TREES ON PUBLIC PROPERTY AND THE PROCEDURE BY WHICH DENIAL, SUSPENSION OR REVOCATION MAY BE APPEALED; TO DEFINE AND DESIGNATE LANDMARK TREES IN THE CITY; TO PROHIBIT THE DAMAGING OF TREES OWNED BY THE CITY AND PROVIDE PENALTIES FOR VIOLATIONS; TO ESTABLISH STANDARDS FOR PRUNING TREES; TO ESTABLISH LISTS OF DESIRABLE AND UNDESIRABLE TREES FOR THIS CITY; TO ESTABLISH PROCEDURES FOR DECLARING CERTAIN TREES PUBLIC NUISANCES AND FOR ABATING SAID NUISANCES; TO PROVIDE THE CITY POWERS TO ACT IN CIRCUMSTANCES INVOLVING TREES AND OTHER MATTERS PROPERLY RELATED THERETO (2-1145) - Mr. Kastens explained the modifications made as a result of the Board's previous comments. NRS 206.101 provides penalties. The requirement for a certified arborist was restricted to Carson City public properties. Supervisor Smith then moved that the Board introduce on first reading Bill No. 121, AN ORDINANCE ADDING CHAPTER 13.04 TO THE CARSON CITY MUNICIPAL CODE TO PROVIDE FOR THE ESTABLISHMENT AND MAINTENANCE OF TREE COVER ON PUBLIC LANDS IN CARSON CITY BY THE APPROPRIATE CITY DEPARTMENTS; TO PROVIDE DEFINITIONS OF ALL APPROPRIATE TERMS NECESSARY TO THE UNDERSTANDING OF THE ORDINANCE; TO PROVIDE FOR THE ENFORCEMENT OF THE ORDINANCE BY APPROPRIATE CITY DEPARTMENTS; TO PROVIDE FOR THE LICENSING OF PERSONS IN THE BUSINESS OF TREATING TREES ON PUBLIC PROPERTY AND THE PROCEDURE BY WHICH DENIAL, SUSPENSION OR REVOCATION MAY BE APPEALED; TO DEFINE AND DESIGNATE LANDMARK TREES IN THE CITY; TO PROHIBIT THE DAMAGING OF TREES OWNED BY THE CITY AND PROVIDE PENALTIES FOR VIOLATIONS: TO ESTABLISH STANDARDS FOR PRUNING TREES; TO ESTABLISH LISTS OF DESIRABLE AND UNDESIRABLE TREES FOR THIS CITY; TO ESTABLISH PROCEDURES FOR DECLARING CERTAIN TREES PUBLIC NUISANCES AND FOR ABATING SAID NUISANCES; TO PROVIDE THE CITY POWERS TO ACT IN CIRCUMSTANCES INVOLVING TREES AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Tatro seconded the motion. Motion carried 5-0.

BREAK: A ten minute recess was taken at 3:10 p.m. When the meeting reconvened at 3:20 p.m. The entire Board was present constituting a quorum.

14. COMMUNITY DEVELOPMENT DEPARTMENT - Walter Sullivan

A. PLANNING COMMISSION REVIEW AND APPEAL MATTERS

i. ACTION ON P-93/94-4 - A PLANNED UNIT DEVELOPMENT MAP FROM JAMES AND LYNN BRYANT AND RON AND JANE JENNY TO DEVELOP A 16 LOT, 64 APARTMENT UNIT DEVELOPMENT ON APPROXIMATELY 3.58 ACRES OF LAND; TO CHANGE THE ZONING FROM MULTI-FAMILY APARTMENT (MFA) TO MULTI-FAMILY-PLANNED UNIT DEVELOPMENT (MFA-PUD); AND VARY FROM THE MINIMUM REQUIRED LOT SIZE, FRONT, REAR, SIDE YARD AND PERIMETER SETBACKS ON PROPERTY ZONED MULTI-FAMILY APARTMENT (MFA), LOCATED WEST ON NORTH ROOP STREET, BETWEEN GRAVES LANE AND HOT SPRINGS ROAD, ASSESSOR'S PARCEL NUMBER 8-127-01 (PLANNING COMMISSION APPROVED 4-0-3-0) (2-

12142) - Senior Planner Sandra Danforth - Supervisor Bennett gave the Board a small map of the area and explained her concerns relating to the commonly used airport flight path over the area. She indicated that the recommended flight path was not over the site, however, students and others flying a "closed pattern" and are approximately 500 feet over the site. Potential noise problems were stressed. She was also concerned about the amount of traffic currently using Hot springs and Roop and stress the noise problems it would create. She felt the traffic study did not clearly reflect the true, current volume. The traffic signal at Graves and Roop is no longer there. The navigational easement should have been reviewed by the Airport Authority prior to Board consideration. Additionally, there were several Departmental reports missing. Mr. Sullivan responded by explaining the deadline for staff's report and that the outstanding reports had been addressed. Condition 18 mandates submittal of the navigational easement for the Airport Authority's consideration. This easement provides adequate notice of the noise potential. When the final map is presented to the Planning Commission and Board of Supervisors, the easement will have been consummated. Airport concerns related to electrical interference, lighting, building heights, etc., will also have been addressed. Airport Authority Chairperson Steve Tackes had been contacted about the project. Mr. Sullivan used an aerial map of the area to explain the airplane traffic pattern. He had also contacted the Carson Catalina Apartment Manager regarding the noise concerns. This individual indicated the noise concerns were not excessive. If his 14 year, 152 unit experience had indicated there was a problem, he would have been on the City about it. The need for the navigational easement was stressed. The easement would not hold the City harmless if an accident occurred at the site. Supervisor Bennett continued to stress her concerns about development in this area and the airport's need for height restriction on buildings. Reno wishes it had acquired the air rights long ago and Carson City may wish to commence considering this situation. Mayor Teixeira noted he had lived in this general area. Present zoning could not prohibit development of the area unless the City acquires the property. The height issue was not a part of this project as it will be the same height as the Carson Catalina Apartments. Only the noise impact could be anticipated at this time. He questioned whether the City had the ability to purchase the property. Discussion ensued on the projected airport growth and its impact on the surrounding area. (2-2010) Mayor Teixeira noted his concerns with the parking plans. Ms. Danforth detailed the semi-subterranean, tandem parking proposed for the site. Supervisor Smith supported Mayor Teixeira's comments regarding the airport and stressed that a denial would mandate acquisition of the site. Discussion ensued between the Board and staff regarding the proposed PUD, its zoning, the shared open space requirements, the variance requirement, the density allowed by the zoning as well as the project's proposed density, the traffic report and need for a traffic light at Graves and Roop, the facility which could be constructed as a multi-family apartment complex, and the enhanced project created by the PUD requirements. Landscape plans will not include a perimeter fence or interior fencing. Mr. Sullivan then explained the Planning Commission vote which had been four ayes and three absences. Supervisor Smith then expressed his problems in attempting to read the map submitted with the proposal. Clarification indicated there had been another map for distribution, which was given to the Board at this point. Supervisor Tatro then moved that the Board approve a Planned Unit Development for James and Lynn Bryant and Ron and Jane Jenny to develop a 16 lot, 64 apartment unit development on approximately 3.58 acres of land; to change the zoning from Multi-Family Apartment to Multi-Family Planned Unit Development; and to vary from the minimum required lot size, front, rear, side yard and perimeter setbacks on property zoned Multi-Family Apartment, located west of North Roop Street between Graves Lane and Hot Springs Road on Assessor's Parcel Number 8-127-01 based on the findings and subject to the conditions of approval as contained in the Planning Commission recommendation and staff report. Supervisor Ayres seconded the motion. Comments were requested but none made. Motion carried 5-0.

ii. ACTION ON P-93/94-1 - A REQUEST FROM SILVER OAK DEVELOPMENT COMPANY (PROPERTY OWNERS: SILVER OAK DEVELOPMENT COMPANY AND NEVADA CHILDREN'S FOUNDATION) TO AMEND THE PREVIOUSLY APPROVED PLANNED UNIT DEVELOPMENT MAP AND ACTION ON BILL NO._____, AN ORDINANCE APPROVING AN AMENDED DEVELOPMENT AGREEMENT FOR SILVER OAK PLANNED UNIT DEVELOPMENT TO VARY FROM THE PREVIOUSLY APPROVED SETBACK REQUIREMENTS FOR RESIDENTIAL LOTS ON PROPERTY ZONED RETAIL COMMERCIAL (RC), SINGLE FAMILY ONE ACRE (SF1A), SINGLE FAMILY 12,000 (SF12000), SINGLE FAMILY TWO ACRES (SF2A), AND CONSERVATION RESERVE (CR), LOCATED IN THE NORTHWEST PORTION OF CARSON CITY BETWEEN U.S.

HIGHWAY 395 ON THE EAST, THE WESTERN NEVADA COMMUNITY COLLEGE CAMPUS AND UNIVERSITY HEIGHTS SUBDIVISION ON THE WEST, WINNIE LANE ON THE SOUTH, AND EAGLE VALLEY CHILDREN'S HOME ON THE NORTH, ASSESSOR'S PARCEL NUMBERS 8-061-23, 17, 7-091-55, 56, 57, 58, AND 7-091-68 (PORTION) (PLANNING COMMISSION APPROVED 4-0-3-0) (2-2545) - Mr. Sullivan read the letter requesting a continuance into the record. Discussion noted the Board's policy to assess a fee for such requests and that the Applicant was aware of the policy.

iii. ACTION ON M-93/94-35 - AN APPEAL OF AN ADMINISTRATIVE INTERPRETATION FROM BOB MEYERS CONCERNING CARSON CITY MUNICIPAL CODE TITLE 18 (ZONING), SECTION 18.05.023(11) (PARKING REQUIREMENTS) TO ALLOW COMMERCIAL VEHICLES TO BE PARKED REGULARLY ON A LOT IN A RESIDENTIAL DISTRICT OR ON A PUBLIC RIGHT-OF-WAY (PLANNING COMMISSION DENIED 4-0-3-0) (2-2584) - Mr. Sullivan gave the Board and Clerk a copy of Mr. Meyers' letter. As the matter had been resolved Board action was not required or taken.

C. COMMUNITY DEVELOPMENT ITEMS

i. ACTION ON S-92/93-1 - GONI CANYON ESTATES, UNIT II, PHASE II FINAL MAP - All of the required conditions have been met. Supervisor Smith moved that the Board of Supervisors approve the final map for Goni Canyon Estates, Unit II, Phase II. Supervisor Tatro seconded the motion. Motion carried 5-0.

B. ORDINANCES - FIRST READING

i. ACTION ON AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE, SECTION 18.05.031, TRAILERS, MOBILE HOMES, RECREATIONAL VEHICLES, AND COMMERCIAL COACHES, TO ALLOW FOR THE PLANNING COMMISSION APPROVAL OF MOBILE HOMES AS TEMPORARY DWELLING UNITS, AND OTHER MATTERS PROPERLY RELATED THERETO (PLANNING COMMISSION APPROVED 4-0-3-0) (2-2695) - Mayor Teixeira noted the reasons and his support for the modification. He also commended staff on its ability to address the issues. Supervisor Tatro moved that the Board introduce on first reading Bill No. 123, AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE, SECTION 18.05.031, TRAILERS, MOBILE HOMES, RECREATIONAL VEHICLES, AND COMMERCIAL COACHES, TO ALLOW FOR THE PLANNING COMMISSION APPROVAL OF MOBILE HOMES AS TEMPORARY DWELLING UNITS, AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Bennett seconded the motion. Motion carried 5-0.

ii. ACTION ON AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE SECTION 18.30 (ELDER CARE HOUSING OPPORTUNITY) BY ADDING INDIVIDUAL HARDSHIP CARE, PLANNING COMMISSION ACTION INCLUDING CONDITIONS OF APPROVAL, IMPLEMENTATION AND EXTENSION OF TIME FRAMES, AND OTHER MATTERS PROPERLY RELATED THERETO (PLANNING COMMISSION APPROVED 4-0-3-0) (2-2875) - Supervisor Tatro moved to introduce on first reading Bill No. 124, AN ORDINANCE AMENDING CARSON CITY MUNICIPAL CODE SECTION 18.30 (ELDER CARE HOUSING OPPORTUNITY) BY ADDING INDIVIDUAL HARDSHIP CARE, PLANNING COMMISSION ACTION INCLUDING CONDITIONS OF APPROVAL, IMPLEMENTATION AND EXTENSION OF TIME FRAMES, AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Bennett seconded the motion. Motion carried 5-0.

C. ii. PRESENTATION OF VISUAL PREFERENCE SURVEY (2-2901) - Discussion between the Board and staff included funding to address the master plan update. Comments expressed the feeling that there may be adequate funding for the land use element update. BLM has expressed a desire to work with the City and utilize the City's plan when BLM's master plan is amended. U.S. Forestry has expressed a similar interest. Coordinated efforts may be realized from this cooperative attitude. Mayor Teixeira noted the City

Manager's funding for a strategic plan and need for the update prior to the strategic planning session. Mr. Berkich agreed on the need for the update and plan. If a budget problem occurs, the Board may have to consider it. He felt that his strategic plan was more of a "business plan for the City" rather than a physical plan. Mr. Sullivan further detailed his feeling that the zoning issues should be considered before the strategic plan as they impact the ultimate overall City plan. Supervisor Bennett also expressed the need for funding the River Corridor and the potential ability to obtain Federal and BLM matching grants for that project. Mr. Sullivan explained the funding available for the project. Supervisor Tatro moved that the Board of Supervisors accept the Planning Commission's recommendation to update the City's Master Plan Land Use Element scope of work; fiscal impact to be the balance of the \$75,000 for the Master Plan approved in the Fiscal Year 93-94 Budget. Supervisor Bennett seconded the motion. Motion carried 5-0.

15. DISTRICT ATTORNEY - Paul Lipparelli - ORDINANCES - SECOND READING

A. ACTION ON BILL NO. 117 - AN ORDINANCE AMENDING SECTIONS 20.04.010 (PERMIT REQUIRED), 20.08.030 (NEW BILLBOARDS AND OFF-PREMISES SIGNS) TO REQUIRE A BUSINESS LICENSE FOR BILLBOARDS AND OFF-PREMISES SIGNS AND OTHER MATTERS PROPERLY RELATED THERETO (2-3490) - Supervisor Tatro moved to adopt Ordinance No. 1994-23, Bill No. 117, on second reading, AN ORDINANCE AMENDING SECTIONS 20.04.010 (PERMIT REQUIRED), 20.08.030 (NEW BILLBOARDS AND OFF-PREMISES SIGNS), AND 20.08.040 (EXISTING SIGNS) TO REQUIRE A BUSINESS LICENSE FOR BILLBOARDS AND OFF-PREMISES SIGNS AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisors Smith and Ayres seconded the motion. Motion carried 5-0.

B. ACTION ON BILL NO. 118 - AN ORDINANCE AMENDING SECTION 4.04.020 OF THE CARSON CITY MUNICIPAL CODE TO ADD FEES FOR BILLBOARDS AND OFF-PREMISES SIGNS AND OTHER MATTERS PROPERLY RELATED THERETO (2-3571) - Supervisor Tatro moved to adopt on second reading Ordinance No. 1994-24, Bill No. 118, AN ORDINANCE AMENDING SECTION 4.04.020 OF THE CARSON CITY MUNICIPAL CODE TO ADD FEES FOR BILLBOARDS AND OFF-PREMISES SIGNS AND OTHER MATTERS PROPERLY RELATED THERETO. Supervisor Ayres seconded the motion. Motion carried 5-0.

16. BOARD OF SUPERVISORS NON-ACTION ITEMS - INTERNAL COMMUNICATIONS AND ADMINISTRATIVE MATTERS (3-0045) - Mayor Teixeira requested the Silver Oak items be returned to Mr. Sullivan and eliminate the need for copying. Mr. Berkich indicated he would be sure the affected Departments were aware of the fact that the materials would not need to be copied. Mayor Teixeira then suggested Supervisors Tatro and Smith be provided with three ring binders for their Board packets.

Supervisor Ayres then explained her absence at the last Parks and Recreation Commission meeting due to another commitment. As a result of her involvement with the grant process, rural grant requests exceeded Clark County and almost matched the Washoe County requests. She had volunteered to serve on the grant disbursement committee but was unsure of the result. The District Attorney's office was asked to analyze the question concerning a conflict of interest if she served on this committee. The diversity of the restrictions on eligibility for the committee was explained. She felt the rural areas, which included Carson City, would receive at least two grants. (3-0215) Supervisor Smith explained a petition which he had received opposing the two hour parking at Curry and Proctor Streets. He planned to give the petition to Ms. Walker so that she would be aware of the opposition. Mr. Homann had indicated he would watch the area and, if necessary, bring it back for reconsideration. Supervisor Bennett expressed her feeling that the Farmers Market had been well received in Carson City. She then explained the progress which had occurred on the Carson River Corridor. A workshop had been scheduled for Monday evening. The June 12 dedication plans are continuing for the National Scenic Highways. The Tahoe Regional Planning Agency and the Commission on Tourism are actively working on the dedication activities. Carson City High School Band is planning to participate in the activities. Supervisor Tatro outlined the Youth Summit meeting and attempts to coordinate fund raising and service activities for youth for a

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maximum benefit of all the participants and benefactors. Hopefully, this will reduce the conflicts and redundancy in youth services. Projected benefits of the proposal were explained. He thanked Mayor Teixeira for organizing the meeting. Mayor Teixeira then expressed his feeling that the afternoon session had been productive. Board support for continuing the program was indicated. Mayor Teixeira then explained the Subconservancy meeting which had vetoed acquisition of 278 acres of water at a cost of \$660,000. County staff concerns indicated the questions had not been definitively addressed, specifically those related to the final cost, and the Members' reluctance to respond to the push for a quick approval. Mayor Teixeira then announced, as a public service, a Michael Martin Murphy concert would be held in the Pony Express Pavilion on Sunday at 3 p.m. The Pavilion will open at 2 p.m. The tickets are \$15 a person and are available at the Brewery Arts Center. This was the beginning of the summer program. The public was encouraged to attend. Mr. Tatro noted the Pavilion was covered and announced the Kit Carson Trail Program scheduled for May 21 between 10 a.m. and 4 p.m. commencing at the Legislative Building. Supervisor Bennett announced "Camelot" would be playing at the Community Center Auditorium Friday evening and the bike trail activities on Saturday morning.

Supervisor Ayres moved to adjourn. Mayor Teixeira seconded the motion. Motion carried 5-0. Mayor Teixeira adjourned the meeting at 4:25 p.m.

The Minutes of the May 19, 1994, Carson City Board of Supervisors meeting

ARE SO APPROVED ON _____ August 18, 1994.

_____/s/_____
Marv Teixeira, Mayor

ATTEST:

_____/s/_____
Kiyoshi Nishikawa, Clerk-Recorder