

APPROVED NOVEMBER 5, 2015

The regular meeting of the Douglas County Board of Commissioners was held on October 15, 2015 in the meeting room of the Tahoe Transportation Center, 169 Highway 50 East, Stateline, Nevada, beginning at 1:30 p.m.

COMMISSIONERS PRESENT: Doug N. Johnson, Chairman; Nancy McDermid, Vice Chairwoman; Barry Penzel, Commissioner and Steve Thaler, Commissioner.

COMMISSIONERS ABSENT: Greg Lynn, Commissioner

STAFF PRESENT: Ron Pierini, DCSO; Doug Ritchie, Chief Civil Deputy District Attorney; Zachary Wadle, Deputy District Attorney; Jim Nichols, County Manager; Christine Vuletich, Assistant County Manager/CFO; Kathy Lewis, Clerk-Treasurer; Lisa Granahan, Economic Vitality Manager; Doug Sonnemann, County Assessor; Tillery Williams, Intern; Tammy James, Technology Services Infrastructure/Operations Manager; and Laure Penny, Clerk to the Board.

INVOCATION

The Invocation led by Bedford Holmes of Zephyr Point Presbyterian.

PLEDGE OF ALLEGIANCE

Doug Ritchie led the Pledge of Allegiance.

PUBLIC COMMENT (No Action)

James Nichols, County Manager, wanted to introduce two young ladies from overseas that are interning here for the next month. They are here through the International City/County Managers Association (ICMA) Fellows Program.

Public comment closed.

APPROVAL OF AGENDA

For possible action. Approval of proposed agenda.

MOTION by McDermid/Penzel to approve the Agenda; carried unanimously with Lynn absent.

APPROVAL OF PREVIOUS MINUTES

No minutes to be approved.

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DOUGLAS COUNTY AWARD PRESENTATIONS

Ceremonial presentation of Proclamation 2015P-070 proclaiming October 2015 as National Domestic Violence Awareness Month in Douglas County. (Steve Decker)

Vice Chairwoman McDermid read the proclamation into the record. Mr. Decker of the Douglas County Family Support Council accepted the proclamation. Mr. Decker stated Douglas County has a problem with family violence. For every incident that results in a death there are literally hundreds more that go unreported. The Family Support Council knows they can make an impact by doing more preventive activities and engaging more with the community.

CONSENT CALENDAR

Motion by McDermid/Thaler to approve the Consent Calendar; carried unanimously with Lynn absent.

FINANCE

A. For possible action. Report on general ledger cash balances through September 29, 2015 per NRS 251.030. (Vicki Moore)

MOTION to approve;

B. For possible action. Discussion to approve an additional Software License Agreement with New World Systems for a new Human Resources/Payroll System in the amount of \$258,200, as available from previously budgeted funds designated for technology projects.

MOTION to approve;

CLERK-TREASURER

C. For possible action. Discussion to approve receipt and filing of cumulative voucher sheets for checks issued for the 9/4/15 and 9/18/15 Payroll and 9/4/15, 9/11/15, 9/16/15, 9/18/15 and 9/25/15 Payables. (Kathy Lewis)

MOTION to approve;

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DOUGLAS COUNTY LIQUOR BOARD

D. For possible action. Discussion to approve the Unrestricted On-Site Retail Liquor License with Entertainment Endorsement and Restricted Gaming for Sonney Bruning and Erin Keenan, representing High on the Hog, Inc., dba Sonney's BBQ Shack. Mr. Bruning and Ms. Keenan have both signed a Waiver of Notice of Hearing. Sonney's BBQ Shack is located at 148 US Highway 50, Stateline, Nevada. (Sergeant Pat Brooks)

MOTION to approve;

COMMUNITY DEVELOPMENT

E. For possible action. Discussion to conditionally accept 1652 Highway 395 Minden RE-I, LLC's grant, bargain and sale deed for portions of Lucerne Street located at the intersection of US Highway 395 in the Town of Minden. (Erik Nilssen)

MOTION to approve;

SENIOR SERVICES

F. For possible action. Discussion to possibly accept \$473,569 in Federal Transportation Administration ("FTA") 5311 funds from the Nevada Department of Transportation ("NDOT") for the operation of the DART transportation system. A \$200,986 grant match for the 5311 funds is required and has previously been budgeted in the Senior Center budget. (Travis Lee)

MOTION to approve;

MOTION; carried unanimously with Lynn absent.

ADMINISTRATIVE AGENDA

CONSENT CALENDAR ITEMS PULLED FOR FURTHER DISCUSSION

COUNTY MANAGER

1. For presentation only. Presentation regarding work that has been done to create the South Shore Community Legacy Principles and the next steps. (B. Gorman and Lisa Granahan)

B. Gorman provided background on what the South Shore Community Legacy Principles are and how they started. Over the last year there have been some conversations about how many different plans there are in the Tahoe Basin and whether they are all in alignment with one another and did they all have the same goal. Legacy Ms. Gorman commented Legacy Principles is a platform for collaboration.

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Lisa Granahan, Economic Vitality Manager, discussed the purpose of Legacy Principles and what principles they have developed. They have also reached out for community input. Ms. Granahan went on to discuss the Legacy Principles adopted.

B. Gorman discussed the Legacy Principles commitment agreements and how they can be utilized and integrated. Ms. Gorman wanted to let everybody know there are two more workshops coming up (November 6 and December 1).

Vice Chairwoman McDermid stated the meetings have been advantageous. She commented on the joint recreational pamphlet that Douglas County and the City of South Lake Tahoe put out. She believed we are collaborating on many different levels and taking away the redundancy. She mentioned the Board is working on the 20 year update to the Master Plan and thought it would be good to refer to the Legacy Principles in the Tahoe portion of the Master Plan.

This was for presentation only.

DISTRICT ATTORNEY

2. For possible action. Discussion to adopt Resolution 2015R-069 delegating authority to file civil actions within the jurisdiction of the Justice Courts to the District Attorney and setting the hourly rate for attorney's fees. (Doug Ritchie)

Doug Ritchie, Chief Civil Deputy District Attorney, stated what this resolution proposes to do is authorize the District Attorney's office to handle civil matters up to \$10,000 that are within the jurisdiction of the Justice Court and also to set an appropriate attorney's fee. This helps defray some of the costs for maintaining attorneys within the District Attorney's office and it helps detour people from frivolous lawsuits.

Commissioner Penzel commented they might want to set the attorney's fee a little higher than \$300. Mr. Ritchie responded the civil attorneys had a meeting and they discussed what a reasonable amount would be and they came up with the \$300, however, the Board is free to set what they believe would be reasonable attorney fees.

No public comment.

MOTION by McDermid/Penzel to adopt Resolution 2015R-069; carried unanimously with Lynn absent.

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TECHNOLOGY SERVICES

3. For possible action. Ordinance 2015-1444 a text amendment to Douglas County Code (DCC), Appendix B Uniform Code Revisions clarifying the requirements for Emergency Responder Radio Coverage in the International Fire Code Revisions, Sections 202 and 510; and deleting redundant provisions in the International Building Code Revisions, Chapter 915; and all other properly related matters. 1st Reading (Tammy James)

Tammy James, Technology Services Infrastructure/Operations Manager, stated this text amendment is to delete redundancy to an existing ordinance. She then provided background information on how we got here. She explained this ordinance will also create the Douglas County Emergency Communications Officials Committee.

Vice Chairwoman McDermid asked if new construction is required to have a repeater installed. Ms. James responded it's a requirement for the County to come in and test if they have the signal quality inside the building.

Commissioner Penzel asked what a normal system would cost to install. Ms. James responded it could cost anywhere from \$10,000 to \$100,000. Commissioner Penzel wondered if a Business Impact Statement would need to be done because of the cost. Doug Ritchie, Chief Civil Deputy District Attorney, responded the county is not required to do a Business Impact Statement but the Board can do some outreach and he believed it was a small subset of buildings that would need to be retrofitted. Commissioner Penzel then asked what buildings would be affected. Ms. James responded they need to identify what buildings might have issues and then work with the business owner to help facilitate the radio signal.

Commissioner Thaler stated this is about public safety and the critical need to have communication within the buildings.

Vice Chairwoman McDermid believed this is critically important because first responders need to be able to communicate especially when they have injured people.

No public comment.

MOTION by McDermid/Thaler to introduce Ordinance 2015-1444; carried unanimously with Lynn absent.

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REDEVELOPMENT AGENCY BOARD

4. For possible action. Discussion regarding the possible adoption of Resolution 2015R-068 designating an area for evaluation for redevelopment and other properly related matters.

Christine Vuletich, Assistant County Manager/CFO, provided background on this resolution. She stated NRS 279.518 provides that the Board may designate an area for evaluation for redevelopment. This resolution is requesting to designate area number two as a new redevelopment area for evaluation. She then provided a tentative schedule if the resolution is adopted. Ms. Vuletich commented the South Tahoe Alliance of Resorts (STAR) would match up to \$50,000 for the cost of the evaluation.

Vice Chairwoman McDermid asked if a property owner outside of area number 2 wanted to be included, what is the possibility of that occurring and how would we go about adding other property owners in. Zachary Wadle, Deputy District Attorney, responded the map provided shows the area that will be evaluated. If in the future the Board wanted to add areas to the map they would have to amend the redevelopment area.

Commissioner Thaler asked if the Planning Commission was responsible for defining the boundaries. Mr. Wadle responded the Planning Commission evaluates the area the Board designates today. It's a separate process to amend the redevelopment area after the redevelopment area is formed.

Commissioner Penzel commented this bounces back and forth between the Board and Planning Commission twice. Mr. Wadle responded there are strict requirements under NRS 279 that they have to follow for this process.

Vice Chairwoman McDermid asked if the Board and Planning Commission don't agree on this is the Board still the final decision maker. Mr. Wadle responded yes.

Chairman Johnson asked if the future tax revenue that will stay within the Development District and not be available to the rest of the county be evaluate within the evaluation. Ms. Vuletich responded yes the tax increment that will be generated will be evaluated. And that is part of the reason for the tight timeline so the county can take advantage of some of the increases we are already seeing due to the rezoning of parcels and sale of properties.

Vice Chairwoman McDermid wanted to clarify it is only the increment of increased property tax that the RDA captures to use for public benefits. Ms. Vuletich responded the increment is generated by investment.

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Commissioner Penzel commented in the NRS it states the redevelopment area can be established for a fixed amount of time. What is that fixed amount of time? Mr. Wadle responded he believed it was 30 years.

PUBLIC COMMENT

Carl Schnock asked if the additional appraised value of any property in the county results in additional taxes paid to the county, isn't that the goal? Shouldn't a RDA use its position to raise taxes over and above that? Mr. Schnock feels it is unfair that a designated redevelopment area's taxes are going into a special fund to be used only by that redeveloped area while an average person's improvements to his property go into the General Fund.

Public comment closed.

Commissioner Thaler commented he felt an RDA is similar to a RID or a Town. An entity is going to capture a higher tax rate and use it for their own purpose. He believes it's a good idea.

Vice Chairwoman McDermid believes an RDA is a wonderful tool especially in Tahoe.

Commissioner Penzel commented he sees some real advantages to RDAs. There are no tax increases to people within the RDA or to people outside of the RDA it's just a reallocation of tax increment. It has a finite life; when it's concluded the tax increment goes back to the General Fund.

MOTION by Thaler/McDermid to adopt Resolution 2015R-068; carried unanimously with Lynn absent.

COUNTY MANAGER

5. For presentation only. Reports/updates from County Commission members concerning the various boards and/or commissions that they may be a member of or a liaison to or meetings/functions they have attended. These boards/commissions/meetings include but are not limited to the: Nevada Association of Counties; Carson Water Subconservancy District; Lake Tahoe Visitors Authority; Tahoe Regional Planning Agency; Law Library; NevadaWorks; Carson Valley Chamber of Commerce, Carson Valley Visitors Authority; Tahoe Douglas Visitors Authority; Lake Tahoe South Shore Chamber of Commerce; Western Nevada Development District; Regional Transportation Commission; Nevada Tahoe Conservation District; Nevada V & T Railroad Commission; Joint Powers/Waste Management; Tahoe Transportation District, and the Debt Management Commission. There will be no discussion or action taken on these reports/updates.

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Commissioner Penzel stated the Nevada Tahoe Conservation District (NTCD) is investigating a tax that is \$25.00 per property they are allowed to introduce in the Tahoe Basin. The tax starts with a request by the NTCD Board to the County Commissioners. The Assembly Bill requires the county with the largest population to conduct the election and the other counties have to participate and pay a share of the election costs.

Commissioner Thaler commented he was able to attend the Tahoe Chamber meeting and he is very impressed with the work the Tahoe and Carson Valley Chambers are doing.

Vice Chairwoman McDermid commented there was a Thank You luncheon for the 4 County Coalition. They decided at the meeting they would meet in the interim year to look at Bill drafts they want to put forward. They also discussed how the 4 counties could partner on the indexing question so it was uniformed throughout the counties.

CLOSING PUBLIC COMMENT (No Action)

No public comment.

MOTION by McDermid/Johnson to adjourn the meeting; carried unanimously.

There being no further business to come before the Board, the meeting adjourned at 2:52 p.m.

Respectfully submitted:

Doug N. Johnson, Chairman
Douglas County Board of Commissioners

ATTEST:

Kathy Lewis, Clerk-Treasurer