



# REGIONAL PLANNING GOVERNING BOARD

**MEMBERS**  
Robert Larkin, Chair  
Geno Martini, Vice Chair  
David Aiazzi  
Mike Carrigan  
Robert A. Cashell  
Dwight Dortch  
Jim Galloway  
Pierre Hascheff  
Ron Schmitt  
Bonnie Weber  
Rosanna Coombes, Interim Director

**MINUTES**  
**REGIONAL PLANNING GOVERNING BOARD (RPGB)**  
**Regular Meeting**  
**Thursday, May 10, 2007, 2:00 p.m.**

The Regional Planning Governing Board met in regular session in the Washoe County Commission Chambers, 1001 East Ninth Street, Reno, Nevada, and conducted the following business:

The meeting was called to order by Chair Robert Larkin at 2:07 p.m.

## **1. ROLL CALL**

The clerk called the roll, and Regional Planning Governing Board Members in attendance were: Robert Larkin, Geno Martini, David Aiazzi, Mike Carrigan, Dwight Dortch, Jim Galloway, Pierre Hascheff, and Bonnie Weber. Member Robert Cashell arrived at 2:09 p.m. Members absent: Ron Schmitt.

Also present: Rosanna Coombes, TMRPA Interim Director; Norman Azevedo, Legal Counsel; Phil Caterino, TMRPA; Lora Richards, TMRPA; Patricia Rogers, TMRPA; Joy Randall, TMRPA; and Gretchen Eykelbosh, TMRPA.

## **2. APPROVAL OF AGENDA**

MEMBER AIAZZI MADE A MOTION TO APPROVE THE MAY 10, 2007, RPGB AGENDA, SECONDED BY MEMBER HASCHEFF. THE MOTION CARRIED UNANIMOUSLY WITH EIGHT (8) MEMBERS PRESENT.

## **3. APPROVAL OF MINUTES**

- A. August 10, 2006
- B. October 12, 2006

MEMBER WEBER MADE A MOTION TO APPROVE THE AUGUST 10, 2006, AND OCTOBER 12, 2006, RPGB MINUTES, SECONDED BY MEMBER MARTINI. THE MOTION CARRIED UNANIMOUSLY WITH EIGHT (8) MEMBERS PRESENT.

## **4. SALUTE TO THE FLAG**

Member Aiazzi led the salute to the flag and the Pledge of Allegiance.

## **5. PUBLIC COMMENT**

None

*[Member Cashell arrived at 2:09 p.m.]*

**6. BUSINESS OF THE DAY**

- A. PUBLIC HEARING – Reconsideration and possible adoption of proposed amendments to the 2002 Truckee Meadows Regional Plan to revise the boundaries of the Truckee Meadows Service Area (TMSA) based on an application submitted by Silverwing Development (TMSA 06-009) and modified by the RRGB on February 8 to include a property owned by Charlotte J. Taylor (APN 035-023-27).

Lora Richards, Planning Analyst II, gave a presentation on private property owner requests to modify the boundaries of the TMSA.

Member Galloway asked for confirmation that the reason that this amendment was not approved and came back was because leaving a hole in the donut did not make sense. Chair Larkin stated that is correct.

Member Hascheff asked if the reason the chart on page 4 indicates that the County has an additional 1,900+ acres that they can add to their TMSA is because they have had some kind of a roll-back. Ms. Richards responded yes.

*[The public hearing was opened.]*

Fred Turnier stated that he represents the Silverwing Development and is in support of the motion to adopt this resolution with the boundary modification.

*[The public hearing was closed.]*

MEMBER WEBER MADE A MOTION TO APPROVE AGENDA ITEM 6.A, INCLUDING A FINDING OF 4.3.6, SECONDED BY MEMBER MARTINI. THE MOTION CARRIED UNANIMOUSLY WITH NINE (9) MEMBERS PRESENT.

- B. PUBLIC HEARING – Consideration and possible adoption of proposed amendments to the 2002 Truckee Meadows Regional Plan, including revising the boundaries of the TMSA based on an application submitted by Spade Enterprises LLC (TMSA 07-001).

Ms. Richards stated that there were no issues or constraints identified with this request.

Chair Larkin asked if the property to the east is currently in the Sparks SOI. Ms. Richards responded that is correct. Chair Larkin asked if this would be contiguous with that as well as to the south of La Pasada. Ms. Richards responded that is correct.

*[The public hearing was opened.]* There were no requests to speak.

*[The public hearing was closed.]*

MEMBER HASCHEFF MADE A MOTION TO ADOPT RESOLUTION 07-17 WHICH AMENDS THE BOUNDARIES IN THE SPARKS PORTION OF THE TMSA WITHIN THE PROPERTY DESCRIBED IN THE APPLICATION TMSA 07-001, INCLUDING CONSIDERATION OF POLICY 4.3.6, SECONDED BY MEMBER DORTCH. THE MOTION CARRIED UNANIMOUSLY WITH NINE (9) MEMBERS PRESENT.

- C. Consideration and possible adoption of the 208 Water Quality Management Plan and submission to Nevada Division of Environmental Protection (NDEP) and Environmental Protection Agency (EPA) for certification.

Gretchen Eykelbosh, Policy Analyst, introduced the consultant, Brent Farr, who will present the 208 Plan to the RPGB. Ms. Eykelbosh also introduced NDEP staff in attendance.

Tom Porta, NDEP, stated that this is the last step in the process for the Agency before the 208 Plan comes to NDEP for state certification. This Plan is eligible and meets the requirements for state certification. At that time the Plan will be forwarded to the EPA for their approval. Mr. Porta thanked Regional Planning staff and Farr West Engineering for their work on the 208 Plan.

Member Galloway asked how the 208 Plan is separated from assessing appropriateness of federal and state standards. Mr. Porta responded that there is a separate process that the state is responsible for and that is the adoption of water quality standards for the Truckee River and other service water. Those standards are implemented through permit restrictions for various discharges. The 208 Plan is simply a process by which the County or local entities can determine their future needs for wastewater.

Member Galloway stated that the 208 Plan is a plan to meet the standards and not what the standards are. Mr. Porta responded that is right, and to plan for the growth needs of the community.

Member Galloway asked Mr. Porta if he would consider whether or not it is possible to plan for the growth needs of the community in the standards. Mr. Porta responded that the TMBL admits separate projects. The TMBL comes into play because the Truckee River has been listed as impaired for certain parameters of pollutants. The TMBL is separate from the standards process. How the treatment plant meets the TMBL requirements and standards is also accounted for in the 208 Plan.

Member Galloway stated that it is taken into account but does not set the standards. Mr. Porta responded that is right.

Brent Farr, Farr West Engineering, gave a presentation on the 208 Plan update.

Member Galloway stated that the standards are taken into account in order to determine what modifications might be needed in the 208 Plan. Mr. Farr responded that is a good summary.

Member Galloway asked if that is part of the future costs. Mr. Farr responded that the costs consider the technologies that would be required if the TMBL could not be adjusted.

Member Galloway asked if the figures would have to be readjusted if some other party adjusts the TMBL. Mr. Farr responded that is tough to say. The figures may be broad enough to cover adjustments in the TMBL.

Member Galloway asked what number per gallon the money in the chart was based on. Mr. Farr responded that they were based on twenty dollars per gallon.

Member Galloway stated that there are some areas where you will have to have more plants because the service areas are bigger and asked how it is decided what area not to include. Mr. Farr responded that he would pass that question on to Greg Dennis.

Member Galloway stated that he assumed that they included areas that the State NDEP said have to go on sewer. Mr. Farr responded that is right.

Greg Dennis stated that anything greater than a five acre parcel would be allowed to have a septic tank. Member Galloway asked if the estimates were based on land use lot size. Mr. Dennis responded yes.

Member Hascheff asked if the NDEP supports using water from the Truckee River for municipal supply. Mr. Porta responded that the Truckee River has been designated by the State for municipal and domestic supply.

Member Hascheff stated that he thought the Truckee River was appropriated and that there would not be any new uses coming out of the Truckee River and asked if this is to protect the existing uses. Mr. Porta responded yes and stated that this is with regard to water quality.

Member Galloway asked for an explanation of why it might be bad to not have reclaimed water return to the Truckee River. Mr. Dennis responded that to put more effluent into the River is to basically put more water in the River. There needs to be a certain flow in the River in order to retain water quality. Mr. Dennis stated that they are limited in terms of exactly how much can be put in because of the total dissolved solids from the wastewater plant.

Member Galloway asked what is being done with effluent right now when it is not returned to the River. Mr. Dennis responded that it is being used for irrigation. Member Galloway asked if some of that is returned. Mr. Dennis responded yes.

Member Galloway asked if the water used for irrigation would exceed the standards if it was returned to the River. Mr. Dennis responded no. The existing plant is a very advanced wastewater plant that removes the components that might be harmful to the River.

Member Galloway asked if the irrigation water has a greater percentage of solids in it than the water that comes out of the plant. Mr. Dennis responded no.

*Public Comment* – Mr. Dennis stated that as Chair of the Regional Water Planning Commission (RWPC) and also working on the 208 Plan, it seems that we could avoid duplicity of effort, consolidate responsibility, and make this more functional if this process went under a body that was dealing with facilities planning relative to water and wastewater and flood, and that would be the Regional Water Planning Commission (RWPC) at this point in time.

Member Aiazzi asked if a motion for approval includes all the alternatives. Ms. Coombes responded that if the Plan is adopted and sent forward, it would be as the Plan is written which would include the alternatives that are in it. In relation to the specific alternative Mr. Dennis just testified to, procedurally staff would like to see it go all the way through to the certification process so that we have a fully certified Plan. Any of the alternatives that you want to discuss would be brought back to the RPGB.

MEMBER AIAZZI MADE A MOTION TO APPROVE THE WATER QUALITY PLAN BUT TO BE CLEAR THAT IT IS NOT AN ENDORSEMENT OF THE ALTERNATIVES BUT IT WOULD COME BACK TO THE RPGB IN A FUTURE AGENDA ITEM TO SEE IF WE WOULD LIKE TO DO THAT, SECONDED BY MEMBER HASCHEFF.

Member Aiazzi stated that the reason he worded the motion this way is that putting everything under the RWPC would not let any elected officials from Reno or Sparks vote on this.

THE MOTION CARRIED UNANIMOUSLY WITH NINE (9) MEMBERS PRESENT.

Ms. Coombes thanked the technical steering committee, NDEP staff, consultants, and Truckee Meadows Regional Planning Agency (TMRPA) staff for their hard work in putting this together. Ms. Coombes also thanked the NDEP, the three local jurisdictions, and the RWPC for the generous grant they provided for this project.

## **7. ADMINISTRATIVE ITEMS**

- A. Consideration and possible acceptance of FY 06-07 third quarterly budget and work program.

Joy Randall, Administrative Services Manager, reviewed the budget.

Member Galloway asked about the savings reported. Ms. Randall responded that there were some contract services for the work program that came in under budget.

MEMBER GALLOWAY MADE A MOTION TO ACCEPT THE REPORT, SECONDED BY MEMBER CASHELL. THE MOTION CARRIED UNANIMOUSLY WITH NINE (9) MEMBERS PRESENT.

- B. Possible direction to staff regarding the Director of Regional Planning position.

Norm Azevedo, Legal Counsel, stated that the RPGB needs to consider a possible extension of the Interim Director's contract to address the RPGB's previous desire to postpone the Director selection process until the update is approved. Mr. Azevedo also stated that the RPGB is charged with the obligation of selecting the Director of Regional Planning based on the criteria set forth in NRS 278.0266, based on three names provided to you by the Regional Planning Commission (RPC). That process has not gone forward. Mr. Azevedo recommended that the RPGB take action to extend Ms. Coombes' contract until December 31, 2007.

Chair Larkin asked Ms. Coombes to comment. Ms. Coombes stated that she supports Legal Counsel's recommendation. Ms. Coombes stated that if the current provisions in the contract still stand, she would be favorably disposed to signing an extension.

MEMBER CASHELL MADE A MOTION TO FOLLOW THE LEGAL COUNSEL'S MOTION AND DIRECTION, SECONDED BY MEMBER MARTINI. THE MOTION CARRIED UNANIMOUSLY WITH NINE (9) MEMBERS PRESENT.

Member Galloway asked about the process for selecting a Director and when it should begin. Ms. Coombes stated that the RPGB previously expressed a desire to wait until the 2007 update is adopted before beginning the process to decide what to do with the Director's position. The action just taken to extend the contract provides time for the RPGB to decide what to do.

Member Galloway commented on when the process should begin in order to be done before the extended contract expires.

Chair Larkin stated that he wants to see the update completed first.

Member Galloway asked about the timeframe for adoption of the update. Ms. Coombes provided possible schedule scenarios for the adoption of the update.

*[Member Galloway left at 3:00 p.m.]*

Member Hascheff agreed that it should wait until the update is adopted.

## **8. REPORTS**

- A. Members' and Director's reports.

- 1) Status report and possible direction to staff on legislative matters, including pending legislation

Patricia Rogers, Government Relations-Community Outreach Representative, stated that the meeting packet includes a list of bills being tracked by TMRPA staff. Ms. Rogers reviewed the status of AB 160.

Chair Larkin asked if the intent of this bill changes with the proposed deletions. Ms. Coombes responded that the bill still allows the RPC to be the annexation commission but it requests an additional member from the public to be added to the commission for the purposes of sitting on the annexation commission. The most important issue in this bill is the possibility of changing the way in which annexation can and can not occur.

Chair Larkin asked what this bill does. Ms. Coombes responded that the bill does not do what it was intended to do. It makes the process of annexation more difficult.

Member Weber stated that she has never been in support of this bill and that it is a property rights issue.

Member Aiazzi stated that he thinks the bill is illegal. The bill only requires that unincorporated residents be notified making the assumption that people in the Cities have a different point of view.

Chair Larkin stated that he has not changed his position on this and that he opposes it. Member Cashell agreed.

Members Martini and Carrigan talked about the City of Sparks taking opposition on this bill.

Chair Larkin stated that the RPGB will stick with opposition to this bill.

Ms. Rogers reviewed the status of SB 269.

Chair Larkin stated that there is no change to the position of opposition.

Ms. Rogers reviewed the status of SB 487.

Chair Larkin asked if this would make the Regional Water Plan (RWP) subservient to the Regional Plan. Ms. Coombes responded that her understanding of the relationship is that the Water Plan must be found in conformance with the Regional Plan. There is a disconnect between the verb consistent versus conformance in the two sections of the statute.

Mr. Azevedo stated that the term conformance review has been pretty much consistently applied with respect to all master plans and other similar plans in the region and it has never been questioned legally. Mr. Azevedo stated that it is his recommendation to use the term conform or conformance because it has an accepted meaning and it would clarify the roles of the two Plans.

Member Aiazzi asked if there were any other amendments proposed yesterday. Ms. Rogers responded that she does not recall any.

Member Weber asked if there is a policy that allows RPGB members to speak in opposition to a position taken by the RPGB. Ms. Coombes responded that she is not aware of a specific policy.

Member Carrigan stated that the RPGB members all signed an inter-local agreement that if they are in opposition, they would notify the other agencies. Member Carrigan stated that nothing happens if that agreement is not followed. Mr. Azevedo stated that his understanding is that there is no damages or consequences provision in the inter-local agreement.

- 2) Consideration and possible acceptance of individual annual reports submitted by local governments and affected entities pursuant to subsection 1 of NRS 278.0286

Ms. Rogers stated that there are three individual annual reports included in the meeting packet.

MEMBER MARTINI MADE A MOTION TO ACCEPT THE ANNUAL REPORTS, SECONDED BY MEMBER DORTCH. THE MOTION CARRIED UNANIMOUSLY WITH EIGHT (8) MEMBERS PRESENT.

B. Legal counsel's report

Mr. Azevedo stated that there is no current pending litigation.

Member Carrigan asked when the settlement agreement expires. Mr. Azevedo responded that it expires in July. Member Carrigan asked what happens after that. Mr. Azevedo responded that he would like to get back to the RPGB with a written response to that question.

Member Martini asked about what happens if the update is not approved. Mr. Azevedo responded that the RPGB is free to exercise their discretion and that he would address that in the written response.

Member Aiazzi asked if there is a possibility to extend the settlement agreement. Mr. Azevedo responded that he will provide a date when it actually expires and the process necessary for an extension to the Chair to address as appropriate.

Member Cashell stated that the Judge's term ends in December and asked if it starts over if there is no conclusion before that. Mr. Azevedo responded that he will address that as well in his written response.

**9. REQUESTS FOR FUTURE AGENDA ITEMS**

- A. Consideration and possible action on calendar of agenda items.
- B. Members' and director's requests for agenda items.

Ms. Coombes reviewed tentative agenda items for future RPGB meetings. Ms. Coombes stated that the July RPGB meeting will be held on July 19.

Member Aiazzi asked if there are any TMSA applications that were postponed that have not come forward. Ms. Coombes responded yes. Member Aiazzi asked when they will come forward. Ms. Coombes responded that there is a ten day advertising requirement for them.

Member Cashell stated that he requested that the RPGB not hear them until we find out what is happening at the Legislature. Member Aiazzi asked when the Legislature is done. Member Cashell responded that it should be June 4. Ms. Coombes stated that with the noticing requirement, the earliest they would be heard is the July meeting.

There was some discussion regarding the noticing requirement since this item was continued. Ms. Coombes stated that this was continued to the April 12 meeting date certain. That was the meeting at which there was not a quorum achieved.

**10. WRITTEN CORRESPONDENCE**


Ms. Coombes distributed copies of written correspondence that came in yesterday.

**11. ADJOURNMENT**

MEMBER AIAZZI MADE A MOTION TO ADJOURN AT 3:40 P.M., SECONDED BY MEMBER CASHELL. THE MOTION CARRIED UNANIMOUSLY WITH EIGHT (8) MEMBERS PRESENT.


Respectfully submitted by Christine Birmingham.

Reviewed by:



Rosanna Coombes, Interim Director  
Truckee Meadows Regional Planning Agency

Approved by:



Robert Larkin, Chair  
Regional Planning Governing Board

**APPROVED BY THE REGIONAL PLANNING GOVERNING BOARD IN SESSION ON**  
9/11, 2008.