



MAYOR
Geno Martini

CITY COUNCIL
Julia Ratti, Ward I
Ed Lawson, Ward II
Ron Smith, Ward III
Charlene Bybee, Ward IV
Ron Schmitt, Ward V

CITY ATTORNEY
Chet Adams

REGULAR CITY COUNCIL MEETING MINUTES
2:00 P.M., Monday, December 14, 2015
City Council Chambers, Legislative Building, 745 Fourth Street, Sparks, Nevada

1. Call to Order (Time: 2:00 p.m.)

The regular meeting of the Sparks City Council was called to order by Mayor Geno Martini at 2:00 p.m.

2. Roll Call (Time: 2:00 p.m.)

Mayor Geno Martini, Council Members Julia Ratti, Ed Lawson, Ron Smith, Charlene Bybee, Ron Schmitt, City Manager Steve Driscoll, City Attorney Chet Adams and City Clerk Teresa Gardner, PRESENT.

ABSENT: None

3. Opening Ceremonies

3.1 Invocation Speaker (Time: 2:00 p.m.)

The invocation was provided by Pastor Barb West, Sparks Church of the Nazarene.

3.2 Pledge of Allegiance (Time: 2:02 p.m.)

The Pledge of Allegiance was led by Council Member Charlene Bybee.

4. Public Comment (Time: 2:03 p.m.)

Paul Lenars (ACTIONN), Pat Fling (ACTIONN), Tom Pourchot (Intermountain Electric), Dale Lowery (D&D Plumbing), Sarah Klippenstein, J.D. Klippenstein, Betty Bishop (ACTIONN), and Nancy Oakly (ACTIONN), spoke against the adoption of Bill No. 2699 to be heard at agenda item 10.2. Eddie Scott also spoke against the adoption of Bill No. 2699 and requested the Council postpone the decision. John Schrader spoke in support of Bill No. 2699.

Danielle Henderson (Truckee River Flood Management Authority National Resources Manager) gave an update of the work being done for flood preparedness and recovery.

5. Agenda (Time: 2:28 p.m.)

5.1 Approval of the Agenda (FOR POSSIBLE ACTION)

Consideration of taking items out of sequence, deleting items and adding items which require action upon a finding that an emergency exists.

A motion was made by Council Member Schmitt, seconded by Council Member Lawson, to approve the agenda as submitted. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

6. Minutes (Time: 2:28 p.m.)

6.1 Consideration and possible approval of the minutes of the Sparks City Council workshop of November 16, 2015 and the regular Sparks City Council meeting of November 23, 2015. (FOR POSSIBLE ACTION)

A motion was made by Council Member Smith, seconded by Council Member Lawson, to approve the minutes of the Sparks City Council workshop of November 16, 2015 and the regular Sparks City Council meeting of November 23, 2015. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

7. Announcements, Presentations, Recognition Items and Items of Special Interest (Time: 2:29 p.m.)

7.1 Proclamation: "Reno Rodeo Foundation Denim Drive" (Time: 2:29 p.m.)

Mayor Geno Martini proclaimed December 2015 as "Reno Rodeo Foundation Denim Drive Month" and presented the proclamation to Reno Rodeo Charitable Foundation Executive Director Clara Andriola.

7.2 Washoe County Health Department EMS Oversight Program (Time: 2:36 p.m.)

Fire Chief Tom Garrison introduced EMS Program Manager Christina Conti who presented information on the EMS Oversight Program within the Washoe County Health Department for the management, measurement and improvement of Emergency Medical Service in the region.

8. Consent Items (FOR POSSIBLE ACTION) (Time: 2:48 p.m.)

A motion was made by Council Member Schmitt, seconded by Council Member Bybee, to approve the consent items as submitted. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

8.1 Report of Claims and Bills approved for payment and appropriation transfers for the period November 5, 2015 through November 25, 2015. (FOR POSSIBLE ACTION)

An agenda item from Financial Services Director Jeff Cronk recommending the City Council approve the report of claims and bills as presented in the staff report.

8.2 Consideration and possible approval of the destruction/disposal of original building plans and associated documents that have been microfilmed (City Clerk's Office). (FOR POSSIBLE ACTION)

An agenda item from Records Technician Carrie Brooks recommending Council approve the destruction/disposal of original building plans associated documents once they have been scanned and microfilmed in a manner that complies with the standards of quality approved by the American National Standards Institute, and that a copy of the film is stored in a manner that protects it reasonably from loss. Once the standards have been met, a reproduction of the film is considered an original. A list of those items proposed for destruction/disposal is attached to the staff report. There is no impact to the general fund.

8.3 Consideration and possible acceptance of overtime reimbursement funds from the United States Marshal's Service in the amount of \$17,200.00 (FOR POSSIBLE ACTION)

An agenda item from Police Chief Brian Allen recommending Council accept the \$17,200 distributed by the U.S. Marshal's Office for reimbursement of the Sparks Police Department's overtime costs incurred by working investigations related to the Joint Fugitive Task Force. There is no impact to the general fund.

8.4 Consideration and possible award of a professional services contract to Charles Abbott Associates, INC. for Building Permit Plan Review Services, in an amount not to exceed \$100,000. (FOR POSSIBLE ACTION)

An agenda item from Assistant Community Services Director John Martini recommending Council approve the contract with Charles Abbott and Associates INC to provide plan review services on an as-needed basis. The Building and Safety Division of the Community Services Department has experienced a steady increase in the number of applications for building permits. In an effort to provide timely building permit services to the development community, the use of outside plan checking services are needed to augment those provided by existing staff. The Building and Safety Division requested statements of qualifications (SOQ) from several firms that provide professional plan checking services and selected Charles Abbott Associates INC as a qualified professional services firm. Funds are available in the Development Services fund; there is no impact to the general fund.

8.5 Consideration and possible award of a professional services contract to West Coast Code Consultants, Inc. for Building Permit Plan Review Services, in an amount not to exceed \$100,000. (FOR POSSIBLE ACTION)

An agenda item from Assistant Community Services Director John Martini recommending Council approve the contract with West Coast Code Consultants, Inc. to provide plan review services on an as-needed basis. The Building and Safety Division of the Community Services Department has experienced a steady increase in the number of applications for building permits. In an effort to provide timely building permit services to the development community, the use of outside plan checking services are needed to augment those provided by existing staff. The Building and Safety Division requested statements of qualifications (SOQ) from several firms that provide professional plan checking services and selected West Coast Code Consultants, Inc. as a qualified professional services firm. Funds are available in the Development Services fund; there is no impact to the general fund.

8.6 Consideration, discussion, and possible action to approve a Memorandum of Understanding (MOU) between the City of Sparks and the Washoe County District Health Department for the provision of mass prophylaxis in the event of a declared public health emergency. (FOR POSSIBLE ACTION)

An agenda item from Administrative Services Director Chris Syverson recommending Council approve a Memorandum of Understanding (MOU). The Health Department has been granted authority by the Centers for Disease Control (CDC) and Department of Homeland Security (DHS), to provide mass prophylaxis to residents and visitors in Washoe County, from the CDC's Strategic National Stockpile (SNS), in the event of a declared public health emergency. Emergencies may involve acts of terrorism, the aftermath and response to weapons of mass destruction, or a naturally occurring large scale disease outbreak. The City of Sparks (City) has been working closely with

the Washoe County District Health Department (Health Department) for several years in establishing the City as an organization capable of receiving and administering and/or dispensing medications to City staff, staff family members, and the general public, in the event of a declared public health emergency. This MOU allows for the establishment of protocols necessary to implement these actions. There is no impact to the general fund.

8.7 Consideration and possible approval of an application for a Gaming license for PizzajEEP Corporation, dba Boulevard Pizza located at 1076 North Rock Blvd., Sparks, NV submitted by Mr. Anthony Koehler. (FOR POSSIBLE ACTION)

An agenda item from Police Chief Brian Allen recommending Council approve Mr. Anthony Lorenz Koehler's application for a Gaming license for PizzajEEP Corporation, dba Boulevard Pizza at 1076 North Rock Blvd., Sparks, Nevada contingent upon the location being inspected and approved by every city, county, district, and state agency having jurisdiction over the matter and upon fingerprints being returned from the FBI that do not reflect any disqualifying arrests/convictions. There is an estimated quarterly revenue of \$180 to the general fund.

9. General Business

9.1 Consideration and possible approval of appointment of one member of the City Council to represent the City of Sparks on the Board of Trustees of the Western Regional Water Commission, for a partial term ending March 31, 2016. The applicants in alphabetical order are: Charlene Bybee; Julia Ratti; Ron Schmitt and Ron Smith. (FOR POSSIBLE ACTION) (Time: 2:50 p.m.)

An agenda item from City Manager Stephen Driscoll recommending Council confirm the recommendation of the Mayor. Council Member Lawson is unable to continue to serve on the Western Regional Water Commission because their meeting schedule conflicts with another board he serves on. Council Member Ratti suggested Council Member Bybee serve on this committee and the City Council and the Mayor agreed. There is no impact to the general fund.

A motion was made by Council Member Ratti, seconded by Council Member Schmitt, to confirm the Mayor's recommendation of Council Member Charlene Bybee for the city's representative for the Western Regional Water Commission, for a partial term ending March 31, 2016. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

9.2 Consideration and possible approval of the Mayor's recommendation of appointment to the Airport Noise Advisory Panel from the following pool of applicants, listed in alphabetical order: Shaun Carey, David Espinosa, Andrea Tavener and David Shocket. (FOR POSSIBLE ACTION) (Time: 2:52 p.m.)

An agenda item from City Manager Stephen Driscoll recommending Council confirm the recommendation of the Mayor's appointment of David Shocket to the Airport Noise Advisory Panel. There is no impact to the general fund.

A motion was made by Council Member Schmitt, seconded by Council Member Smith, to confirm the appointment of David Shocket to the Airport Noise Advisory Panel for a 2-year term ending December 31, 2017. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

9.3 Consideration and possible acceptance of the City's Comprehensive Annual Financial Report (CAFR) for fiscal year 2014-2015. (FOR POSSIBLE ACTION) (Time: 2:52 p.m.)

An agenda item from Financial Services Director Jeff Cronk recommending Council accept the Comprehensive Annual Financial Report (CAFR) as presented for fiscal year 2014-2015, and that Council authorize that the CAFR may now be distributed to interested parties as well as be submitted to the Government Finance Officers Association (GFOA) for consideration for its Certificate of Achievement for Excellence in Financial Reporting award. There is a \$580 impact to the general fund.

A motion was made by Council Member Lawson, seconded by Council Member Ratti, to accept the Comprehensive Annual Financial Report for fiscal year 2014-2015 as presented and authorize the Financial Services Director to distribute to interested parties as necessary. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

9.4 First Reading of Bill No. 2700 to rezone a site approximately 4.25 acres in size from C1 (Neighborhood Commercial) to C2 (General Commercial) located at 2050 Pyramid Way, Sparks, NV. (PCN15043) (Time: 2:57 p.m.)

An agenda item from Senior Planner Ian Crittenden on behalf of Michael Mardian to rezone a site approximately 4.25 acres in size located at 2050 Pyramid Way from C1 (Neighborhood Commercial) to C2 (General Commercial). This rezoning request is in conformance with the Master Plan and is appropriate for the site location. The site is adjacent to the Greenbrae shopping center and across the street from the Scolari's shopping center, both of which are currently zoned C2. Staff and the Sparks Planning Commission recommend approval. There is no impact to the general fund.

Bill No. 2700 was read by title by City Clerk Teresa Gardner. The second reading and public hearing will be held on Monday, January 11, 2016.

10. Public Hearing and Action Items Unrelated to Planning and Zoning

10.1 Public Hearing, consideration and possible approval of Resolution No.3288 authorizing medium-term obligations in an amount of up to \$20,000,000 to finance flood control and drainage projects; Directing the officers of the city to forward materials to the department of taxation of the State of Nevada; declaring the intent to reimburse the cost of the project from the proceeds of such medium-term obligations; and providing the effective date hereof. (FOR POSSIBLE ACTION) (Time: 2:58 p.m.)

An agenda item from Financial Services Director Jeff Cronk recommending Council approve the authorization of medium-term debt up to \$20 million to finance Phase 3 of the North Truckee Drain Realignment Project. City staff was directed to research financing options to complete construction of Phase 3 of the North Truckee Drain Realignment Project. Resolution No. 3288 authorizes City staff to take all steps necessary to issue medium-term obligations in the amount up to \$20 million to finance construction of Phase 3 of the North Truckee Drain Realignment Project. Mr. Cronk said he expects to finalize the bond issuance by March 2016 and although the general obligation issuance may be for up to 10 years, staff will include a call provision at 5 years. The debt service payments for these bonds will be paid from Residential and Commercial Flood Control user fees from within the City's Storm Drains Capital Project Fund; there is no impact to the general fund.

The Public Hearing was opened at 3:04 p.m. No comments were received, the Public Hearing was closed.

Mayor Martini commended the City of Sparks for taking action to mitigate flood damage and encouraged other entities to do the same.

A motion was made by Council Member Schmitt, seconded by Council Member Lawson, to approve Resolution No. 3288 authorizing the issuance of medium-term obligations up to \$20 million to help finance flood control and drainage projects. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

10.2 SECOND READING, Public Hearing, consideration and possible action on Bill No. 2699, An Ordinance amending Chapter 15 of the Sparks Municipal Code to remove the requirement for certificate of qualification for any person who labors at the trade of plumber or electrician in the City of Sparks; and providing for other matters properly related thereto. (Time: 3:05 p.m.)

An agenda item from Assistant Community Services Director John Martini recommending Council approve Bill No. 2699, an ordinance amending Chapter 15 of the Sparks Municipal Code. At the October 26, 2015 City Council meeting, Mayor Geno Martini requested that consideration be given toward an amendment to Title 15 of the Sparks Municipal Code (SMC) to remove the requirement for certificate of qualification for any person who labors at the trade of plumber or electrician in the City of Sparks. The requirement for such certification is included in Section 15.05.115 of the SMC and staff has determined the requirement for certification was added to the SMC in October of 1992 via Ordinance Number 1760. To staff's knowledge, this requirement has not been used or enforced over the last 23 years.

At the November 9, 2015 City Council meeting, the Sparks City Council provided direction to the City Manager to prepare an amendment to Title 15 of the SMC to remove the requirement for certification of qualification for any person who labors at the trade of plumber or electrician from the SMC. There is no impact to the general fund.

Council Member Bybee said she would abstain as her nephew is the Executive Director of ABC and legal counsel has advised her to listen to presentations but not to comment or vote.

The Public Hearing was opened at 3:20 p.m.

Comments and/or note of opposition was received by the following: Jack Nieradzick (Savage & Son), L.J. Savage, Chris Doris, Bill Taggard (IBEW #48), Brian Reeder, Jacob Haas (IBEW #401), Dylan Gallagher, Gloria "Lou" Alanko, Dorie Guy, Scott Fullerton, Rudy Viola, Randy Canale, Josh Morrow (ACTIONN), Andrew Barbano (Reno/Sparks NAACP), Ruth Stacy (ACTIONN), John Bartlett, Timothy Payne (ACTIONN), Tracy Holland (ACTIONN), James Price (ACTIONN), Jose Felipe (ACTIONN), Will Bartlett, John Russell, Reginald Brantley, Nicholas Ashley, Natha Anderson (Nevada State Education Assn), Richard Daly (Laborers Union #169), Mike Pilcher (NNCLC), and Leon "Mikey" Grizzle. Ira Hanson spoke of concerns with the omission of a business impact statement and Ron King spoke in opposition, both requested Council to postpone making this decision.

Comments and/or note of support was received by the following: Don Tatro (Builders Association of Northern Nevada), Mike Sargent (Sparks Electrical Inc), Kreg Rowe, Peter Krueger (NV Manufacturing Housing), and Dustin Barker spoke in support of passage of Bill 2699 to eliminate certification requirements.

Public Hearing was closed at 4:23 p.m.

A motion was made by Council Member Schmitt, seconded by Council Member Lawson, to approve Bill No. 2699, an ordinance amending Chapter 15 of the Sparks Municipal Code. Council Members Ratti, Lawson, Smith, Schmitt, YES. Council Member Bybee, ABSTAIN. Passed unanimously with those voting.

11. Planning and Zoning Public Hearings and Action Items

11.1 None

12. Closed Door Sessions

12.1 None

13. Comments

13.1 **Comments from the Public** (Time: 5:14 p.m.) - None

13.2 **Comments from City Council and City Manager** (Time: 5:14 p.m.)

Council Member Ratti requested City Manager Driscoll initiate a regional discussion to identify and bring forward a regional solution for the certification process for electricians and plumbers. City Manager Driscoll said the team members will get together in early January, determine how to proceed, take guidance from the City Attorney and provide a recommended solution. Council Member Schmitt asked the certification issue go beyond a regional effort and be submitted to the Nevada League of Cities & Municipalities (NLC) and National Association of Counties (NACo) to be addressed at the state level.

14. Adjournment

Council was adjourned at 5:15 p.m.

GENO R. MARTINI, Mayor

ATTEST:

Teresa Gardner, City Clerk

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