



MAYOR
Ron Smith

CITY COUNCIL
Donald Abbott, Ward I
Ed Lawson, Ward II
Paul Anderson, Ward III
Charlene Bybee, Ward IV
Kristopher Dahir, Ward V

CITY ATTORNEY
Chet Adams

CITY MANAGER
Steve Driscoll

**REGULAR CITY COUNCIL MEETING MINUTES
2:00 P.M., Monday, February 11, 2019**

City Council Chambers, Legislative Building, 745 Fourth Street, Sparks, Nevada

1. Call to Order

The regular meeting of the Sparks City Council was called to order by Mayor Pro Tempore Ed Lawson at 2:00 p.m.

2. Roll Call

Council Members Donald Abbott, Ed Lawson, Paul Anderson, Charlene Bybee, Kristopher Dahir, City Manager Steve Driscoll, City Attorney Chet Adams and Acting City Clerk Lisa Hunderman, PRESENT. Mayor Ron Smith, ABSENT.

3. Opening Ceremonies

3.1 Invocation Speaker

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

3.2 Pledge of Allegiance

The Pledge of Allegiance was led by Bill Wagner.

4. Public Comment

Jeff Church commented on the homelessness issues in the City of Sparks. He also provided comment regarding concerns of taxpayers subsidizing the Reno Downtown Business Improvement District; a document was provided to Mayor and Council on this topic. Mr. Church also sent best wishes to Mayor Smith.

5. Agenda

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.

Motion: Move to approve the agenda as presented

Moved by: Council Member Abbott

Seconded by: Council Member Dahir

Yes: Council Members Abbott, Lawson, Anderson, Bybee, Dahir

No: None

Abstain: None
Vote: Motion passed unanimously, 5-0

6. Minutes

6.1 Consideration and possible approval of the minutes of the Sparks City Council meeting for January 28, 2019. (FOR POSSIBLE ACTION)

Motion: Move to approve the minutes of the Sparks City Council meeting for January 28, 2019.

Moved by: Council Member Dahir

Seconded by: Council Member Bybee

Yes: Council Members Abbott, Lawson, Anderson, Bybee, Dahir.

No: None

Abstain: None

Vote: Motion passed unanimously, 5-0

7. Announcements, Presentations, Recognition Items and Items of Special Interest

7.1 Announcement of Boards & Commissions Vacancy/Airport Noise Advisory Panel.

City Manager Driscoll announced vacancies for the following boards and commissions: Airport Noise Advisory board, two (2) vacancies, must be residents of the City of Sparks. Applications can be submitted on the city website at www.cityofsparks.us or with the City Clerk's Office. Applications will be accepted until close of business March 1, 2019 or until there are enough applicants to fill these vacancies.

7.2 Announcement of Boards & Commissions Vacancy/Civil Service Commission.

City Manager Driscoll announced vacancies for the following boards and commissions: Civil Service Commission to fill one (1) partial term ending June 30, 2021. Applicants must be residents of the City of Sparks. Applications can be submitted on the city website at www.cityofsparks.us or with the City Clerk's Office. Applications will be accepted until close of business March 1, 2019 or until there are enough applicants to fill these vacancies. Applicants may not serve on this commission if they are: currently a City of Sparks employee; a member of the City Council; an appointed member of any other board, commission, or committee of the City; or is related within the third degree of consanguinity or affinity to a person who is an employee of the City.

8. Consent Items (FOR POSSIBLE ACTION)

8.1 Consideration and possible acceptance of the report of the claims and bills approved for payment and appropriation transfers for the period of January 10, 2019 through January 23, 2019. (FOR POSSIBLE ACTION)

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

8.2 Consideration, discussion and possible approval of the Final Map for Pioneer Meadows Village 6 Phase 2 Subdivision. (FOR POSSIBLE ACTION)

An agenda item from City Engineer Jon Ericson recommending approval of a final map for Pioneer Meadows Village 6 Phase 2 Subdivision. This final map will create 73 residential lots within the Pioneer Meadows Planned Development. The final map and civil improvement drawings have been reviewed by the Community Services Department and have been found to be acceptable.

Motion: Move to approve consent items 8.1 and 8.2 as presented.
Moved by: Council Member Bybee
Seconded by: Council Member Abbott
Yes: Council Members Abbott, Lawson, Anderson, Bybee, Dahir
No: None
Abstain: None
Vote: Motion passed unanimously, 5-0

9. General Business

9.1 Consideration, discussion and possible approval of reimbursement (AC-5551) to the City of Reno for the City of Sparks share of their contract with Nelson Electric Co., Inc. for the Top Deck Lighting project at Truckee Meadows Water Reclamation Facility (TMWRF) in an amount not to exceed \$214,507.43. (FOR POSSIBLE ACTION)

An agenda item from TMWRF Plant Manager Michael Drinkwater recommending approval of reimbursement to the City of Reno for the City of Sparks' share of a contract between Reno and Nelson Electric Co., Inc. for the Top Deck Lighting project in an amount not to exceed \$214,507.43. Mr. Drinkwater outlined the safety needs for lighting replacement at the TMWRF clarifiers and aeration tanks. The existing top deck lighting system around the open primary clarifiers, secondary clarifiers and aeration tanks is approximately 50 years old and is in need of replacement. This is a Capital Improvement Project, funded by the Sanitary Sewer Capital Projects Fund.

Motion: Move to approve the reimbursement to the City of Reno for the City of Sparks share of their contract with Nelson Electric Co., Inc. for the Top Deck Lighting project at TMWRF in an amount not to exceed \$214,507.43.
Moved by: Council Member Bybee
Seconded by: Council Member Abbott
Yes: Council Members Abbott, Lawson, Anderson, Bybee, Dahir
No: None
Abstain: None
Vote: Motion passed unanimously, 5-0

9.2 Consideration, discussion and possible approval to reject the one responsive bid for the Synthetic Turf Replacement of softball infields 10 - 14, Bid No. 18/19-014, PWP #WA-2019-071, due to insufficient funding. (FOR POSSIBLE ACTION)

An agenda item from Community Services Director John Martini, presented by Capital Projects Manager Brian Cason, recommending Council reject the one responsive bid for the Synthetic Turf Replacement of softball infields 10 - 14, Bid No. 18/19-014, PWP #WA-2019-071, due to insufficient funding. The bid amount of \$717,250.00 is 60 percent over available budget for the project, and options for rebid are being considered.

Council expressed concerns for safety standards during continued use of the fields. Mr. Cason stated temporary fixes will be performed to allow for continued use throughout the summer. City Manager Steve Driscoll commented there is a replacement plan for all Golden Eagle Regional Park fields to ensure the fields are repaired or replaced proactively in order to meet or exceed safety and quality standards. Council requested clarification on plans for budgeting and the bid process going forward. Mr. Cason provided an explanation of the cost of replacement and field downtime associated with this project. The costs will be reevaluated to determine the best plan for the project prior to rebid.

Motion: Move to reject the one responsive bid for the Synthetic Turf Replacement of softball infields 10 - 14, Bid No. 18/19-014, PWP #WA-2019-071, due to insufficient funding.

Moved by: Council Member Bybee

Seconded by: Council Member Anderson

Yes: Council Members Abbott, Lawson, Anderson, Bybee, Dahir

No: None

Abstain: None

Vote: Motion passed unanimously, 5-0

9.3 Consideration, discussion and possible approval of a construction contract (AC-5549) for the Victorian Square Infrastructure-Phase 2A Project, Bid No. 18/19-015, PWP #WA-2019-075, in the amount of \$312,890 to NVNJ Construction. (FOR POSSIBLE ACTION)

An agenda item from Community Services Director John Martini, presented by Capital Projects Manager Brian Cason, recommending approval of a construction contract (AC-5549) for the Victorian Square Infrastructure – Phase 2A Project, Bid No. 18/19-015, PWP #WA-2019-075, in the amount of \$312,890 to NVNJ Construction.

Six bids were received ranging from \$312,890.00 to \$509,007.00, with NVNJ Construction being the lowest bidder. The area of improvement includes the south side of Victorian Ave. from the west side of the Nugget Casino Resort to Victorian Plaza Circle. The improvements will include removal and replacement of pavers and tree planters with seating, installation of electrical outlets for tree lighting,

various sidewalk improvements, and some fencing. Council Member Dahir inquired as to when the bollards will be placed in the Victorian Square area. City Manager Driscoll stated the project team is still navigating some complexities for the safety plan but should present a solution soon.

Motion: Move to approve of a construction contract (AC-5549) for the Victorian Square Infrastructure-Phase 2A Project, Bid No. 18/19-015, PWP #WA-2019-075, in the amount of \$312,890 to NVNJ Construction.

Moved by: Council Member Abbott

Seconded by: Council Member Bybee

Yes: Council Members Abbott, Lawson, Anderson, Bybee, Dahir

No: None

Abstain: None

Vote: Motion passed unanimously, 5-0

9.4 Consideration, discussion, and possible direction to the City Attorney concerning whether to appeal from a Preliminary Injunction in Greyhound Lines, Inc. v. City of Sparks, Case No. CV18-02394. (FOR POSSIBLE ACTION)

An agenda item from City Attorney Chet Adams, presented by Assistant City Attorney Alyson McCormick, requesting direction from Council to the City Attorney concerning whether to appeal from a Preliminary Injunction in Greyhound Lines, Inc. v City of Sparks, Case No. CV18-02394.

This agenda item gives the City Council the opportunity to decide whether to appeal from a preliminary injunction in pending litigation. The preliminary injunction, issued by the District Court January 22, 2019, allows Greyhound Lines, Inc. to continue operations in Centennial Plaza while litigation is ongoing. An appeal must be filed within 30 days from the preliminary injunction. The City Attorney's office recommends not appealing the preliminary injunction. Council members Dahir and Bybee agreed with the City Attorney's recommendation, however, they expressed concern about Greyhound's non-compliance with City zoning and business codes.

Motion: I move to direct the City Attorney to refrain from appealing from the preliminary injunction issued in Greyhound Lines, Inc. v. City of Sparks, Case Number CV18-02394.

Moved by: Council Member Bybee

Seconded by: Council Member Abbott

Yes: Council Members Abbott, Lawson, Anderson, Bybee, Dahir

No: None

Abstain: None

Vote: Motion passed unanimously, 5-0

9.5 Consideration, discussion and possible approval of a contract (AC-5550) with Brown and Caldwell, Inc. to prepare a facility plan for the Truckee Meadows Water Reclamation Facility (TMWRF) for an amount not to exceed \$1,240,231.00, with the City of Sparks' share of \$400,963.45. (FOR POSSIBLE ACTION)

An agenda item from Plant Manager Michael Drinkwater recommending approval of a contract (AC-5550) with Brown and Caldwell, Inc. to prepare a facility plan for the Truckee Meadows Water Reclamation Facility for an amount not to exceed \$1,240,231.00, with the City of Sparks share of \$400,963.45.

The plan is a comprehensive evaluation of current facilities, equipment, water treatment processes, and needs to maintain the discharge permit. Mr. Drinkwater provided information on flow estimates, plans to create and modify plant processes as well as infrastructure rehabilitation. It has been more than 20 years since the last comprehensive plan was completed. Four (4) engineering firms submitted requests for qualifications (RFQ). The RFQ were evaluated by a panel comprised of members from the City of Reno, City of Sparks, and Washoe County. Brown & Caldwell was selected as the most qualified firm.

Council noted the large financial commitment for this project but stated it was justified by the importance of the scope of work and the impact to future planning and growth.

Motion: Move to approve contract (AC-5550) with Brown and Caldwell, Inc. to prepare a facility plan for the Truckee Meadows Water Reclamation Facility (TMWRF) for an amount not to exceed \$1,240,231.00, with the City of Sparks' share of \$400,963.45.

Moved by: Council Member Abbott

Seconded by: Council Member Anderson

Yes: Council Members Abbott, Lawson, Anderson, Bybee, Dahir

No: None

Abstain: None

Vote: Motion passed unanimously, 5-0

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

None

11. Planning and Zoning Public Hearings and Action Items

11.1 Public hearing, discussion and possible certification of a Comprehensive Plan amendment to change the land use designation on a site approximately 1.9 acres in size located at 2101 Sullivan Lane, Sparks, Nevada from Large Lot Residential (LLR) to Commercial (C). (PCN18-0042) (FOR POSSIBLE ACTION)

An agenda item from Development Services Manager Karen Melby recommending certification of a Comprehensive Plan amendment to change the land use

designation on a site approximately 1.9 acres in size located at 2101 Sullivan Lane, Sparks, Nevada from Large Lot Residential to Commercial. (PCN18-0042). Ms. Melby presented items 11.1 & 11.2 together, with separate votes.

Ms. Melby provided comments regarding the annexation of the property as well as the Comprehensive Plan Amendment findings.

Public Hearing was opened at 2:41 p.m.; There were no comments from the public.

Motion: I move, based on Findings CP1 through CP4 as set forth in the staff report, to certify the Comprehensive Plan land use amendment (MPA18-0003) associated with PCN18-042 to change the land use designation on a site approximately 1.9 acres in size located at 2101 Sullivan Lane, Sparks, Nevada from Large Lot Residential (LLR) to Commercial (C).

Moved by: Council Member Anderson

Seconded by: Council Member Dahir

Yes: Council Members Abbott, Lawson, Anderson, Bybee, Dahir

No: None

Abstain: None

Vote: Motion passed unanimously, 5-0

11.2 Second Reading, Public Hearing, discussion and possible adoption of Bill 2754 to rezone real property approximately 1.9 acres in size located at 2101 Sullivan Lane, Sparks, Nevada from SF15 (Single Family Residential – 15,000 sq. ft.) to C2 (General Commercial).

An agenda item from Development Services Manager Karen Melby recommending City Council adopt Bill No. 2754, an ordinance rezoning real property approximately 1.9 acres in size located at 2101 Sullivan Lane from SF15 (Single Family Residential – 15,000 sq. ft.) to C2 (General Commercial).

Public Hearing was opened at 2:42 p.m.; There were no comments from the public.

Motion: I move, based on Findings Z1 through Z3 as set forth in the staff report, move to adopt Bill 2754 to rezone real property approximately 1.9 acres in size located at 2101 Sullivan Lane, Sparks, Nevada from SF15 (Single Family Residential – 15,000 sq. ft.) to C2 (General Commercial).

Moved by: Council Member Dahir

Seconded by: Council Member Bybee

Yes: Council Members Abbott, Lawson, Anderson, Bybee, Dahir

No: None

Abstain: None

Vote: Motion passed unanimously, 5-0

12. Comments

12.1 Comments from the Public

Bill Wagner commented on the cost of replacing softball fields at Golden Eagle Regional Park.

12.2 Comments from the City Council and City Manager

Council member Dahir invited the audience to the groundbreaking ceremony for the Nevada Veteran's Memorial located at the Sparks Marina. The event will be held on March 29, 2019 at 10:00am.

Council member Bybee thanked the Sparks Public Works department staff for the great work they do to keep our community safe during the winter storms.

Council thanked Mr. Wagner for the American flag coffee cups.

13. Adjournment

Council was adjourned at 2:46 p.m.

RONALD E. SMITH, Mayor

ATTEST:

Lisa Hunderman, Acting City Clerk

/LK/JT