



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, April 13, 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 (phone 2:04), Ed Lawson, Ron Smith, Charlene Bybee, Ron Schmitt (phone), City Manager Steve Driscoll, City Attorney Chet Adams and City Clerk Teresa Gardner, PRESENT.

ABSENT: None

3. Opening Ceremonies

3.1 Invocation Speaker (Time: 2:01 p.m.)

The invocation was provided by Tom White of the Church of Jesus Christ of Latter Day Saints.

3.2 Pledge of Allegiance (Time: 2:01 p.m.)

The Pledge of Allegiance was led by Council Member Bybee.

4. Public Comment (Time: 2:01 p.m.) - None

5. Approval of the Agenda (Time: 2:02 p.m.)

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 Smith, seconded by Council Member Lawson, to approve the agenda as submitted. Council Members Lawson, Smith, Bybee, Schmitt, YES. Ratti, ABSENT. Passed unanimously with those present.

6. Approval of the Minutes (Time: 2:03 p.m.)

6.1 Consideration and possible approval of the minutes of the regular Sparks City Council Meeting for March 23, 2015 (For Possible Action)

A motion was made by Council Member Lawson, seconded by Council Member Bybee, to approve the minutes of the Regular Meeting of March 23, 2015. Council Members Lawson, Smith, Bybee, Schmitt, YES. Council Member Ratti, ABSENT. Passed unanimously with those present.

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

7.1 Proclamation: Fair Housing Month (Time: 2:04 p.m.)

Mayor Martini proclaimed April 2015 as Fair Housing Month, stating that the City of Sparks supports the efforts of Silver State Fair Housing Council and all other agencies pursuing fair housing. The Proclamation was read by Council Member Lawson and presented to Silver State Executive Director Kate Zook.

7.2 Proclamation: Public Safety Telecommunications Week (Time: 2:07 p.m.)

Mayor Martini proclaimed April 12-18, 2015 as Public Safety Telecommunications Week, acknowledging and thanking our Public Safety Dispatchers David Brown, Stephanie Buck, Lisa Buckles, Shelley Burkhart, Maureen Dyette, Mary Hail, Mary Holbrook, Lori Howard, Lydia McCoy, Melissa Nabong, Nancy Owens, Lisa Rose-Brown, Cherie Terry and Denise Wagner. The Proclamation was read by Mayor Martini and presented to Dispatchers Lisa Rose-Brown and Mary Holbrook. Police Chief Brian Allen thanked the Council for their recognition of the hard work the Dispatchers do and introduced the Police Department Administrative Division Manager Teresa Wiley.

7.3 Proclamation: "Kiwaniis International Day" (Time: 2:11 p.m.)

Mayor Martini proclaimed March 29, 2015 as Kiwanis International Day and called upon all citizens of Sparks and Washoe County to render support to the members of this organization and to make themselves aware of Kiwanis International, whose members are providing meaningful service to our homes, schools and community. The Proclamation was read by Mayor Martini and presented to Downtown Sparks Kiwanis Club member Ellen Jacobsen and Regional Lieutenant Governor Art Hakes.

7.4 Presentation: The "Run for Education" & "Partners in Education" (Time: 2:15 p.m.)

A presentation was given by Executive Director of Education Alliance of Washoe County Kendall Inskip; Education Alliance Board President and owner of Pfrommer & McCune, Jim Pfrommer and Chair of the P-16 Advocacy Council and Curator of Education for the Nevada Museum of Art Colin Robertson.

7.5 "Miss Sparks - United States Titleholders" (Time: 2:28 p.m.)

Miss Sparks United States Pageant Director Scott Benton introduced the Miss Sparks Pageant titleholders: Mackenzie Benton-Corless, Little Miss Sparks United States 2015; Malibu Robertson, Miss Teen Sparks United States 2015; Alexis Candie, Miss Sparks United States 2015; and Nicole Walsh, Miss Teen Northern Counties United States 2015. Two titleholders were unable to make the meeting: Asha Gilbert, Miss Pre-Teen Sparks United States 2015; and Marena Kelley, Mrs. Sparks United States 2015. They will represent the City of Sparks at the Miss Nevada United States Pageant.

7.6 Presentation by the highest achieving academic groups in the 7th and 8th grades and the Community Life Skills class for the third semester at Dilworth STEM Academy. (Time: 2:35 p.m.)

Senior Planner Karen Melby, Capital Projects Manager Brian Cason, Housing Specialist George Graham and Dilworth Elementary Assistant Principal Georgette Knecht introduced the STEM students who gave presentations as follows: Water Conservation by Ysabella Lindsay, Alan Cortes, and David Alvarez; Park design by Nicole Siron, Emyle Paredes, Maria Tiasegua, and Karylle Dumaguig; and an All Ability Park design by Frank Ford.

8. Consent Items (FOR POSSIBLE ACTION) (Time: 2:56 p.m.)

A motion was made by Council Member Lawson, seconded by Council Member Smith, to approve the consent items 8.1 through 8.8 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 March 5, 2015 through March 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 an application for a Gaming license for Sartini Gaming, LLC dba Golden Route Operations, dbat The Elbow Room, located at 2002 Victorian Avenue, Sparks, NV submitted by Mr. Matthew W. Flandermeyer. (FOR POSSIBLE ACTION)

An agenda item from Police Chief Brian Allen recommending Council approve Mr. Flandermeyer's application 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. Estimated annual revenue increase of \$1200.

8.3 Consideration and possible approval of an application for a Gaming license for Sartini Gaming, LLC dba Golden Route Operations, dbat Raley's, Store #102, located at 2895 N. McCarran Blvd., Sparks, NV submitted by Mr. Matthew W. Flandermeyer. (FOR POSSIBLE ACTION)

An agenda item from Police Chief Brian Allen recommending Council approve Mr. Flandermeyer's application 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. Estimated annual revenue increase of \$1560.

8.4 Consideration and possible approval of an application for a Gaming license for Sartini Gaming, LLC dba Golden Route Operations, dbat Raley's, Store #110, located at 2389 Wingfield Hills, Sparks, NV submitted by Mr. Matthew W. Flandermeyer. (FOR POSSIBLE ACTION)

An agenda item from Police Chief Brian Allen recommending Council approve Mr. Flandermeyer's application 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.

8.5 Consideration and possible approval of an application for a Gaming license for Sartini Gaming, LLC dba Golden Route Operations, dbat 7-Eleven, Store #33023, located at 1400 E. Prater Way, Sparks, NV submitted by Mr. Matthew W. Flandermeyer. (FOR POSSIBLE ACTION)

An agenda item from Police Chief Brian Allen recommending Council approve Mr. Flandermeyer's application 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. Estimated annual revenue increase of \$600.

8.6 Consideration and possible award of the Recreation Center Parking Lot Phase 1 Rehabilitation Project to Sierra Nevada Construction, in the amount of \$84,007. (FOR POSSIBLE ACTION)

An agenda item from Transportation Manager Jon Ericson recommending Council award the project to Sierra Nevada Construction in the amount of \$84,007. The Recreation Center parking lot is an asset included in the City's Transportation System - Pavement Management Program. Utilizing the City's Pavement Management System, the parking lot at the Recreation Center was identified for rehabilitation. Due to funding constraints the parking located at the Richards Way Recreation Center, the second phase of the project, will be bid and constructed in early FY16. Funding is from the Road Fund, there is no impact to the general fund.

8.7 Consideration and Possible Acceptance of a \$7,500.00 sponsorship for outfield signage at Shadow Mountain Sports Complex. (FOR POSSIBLE ACTION)

An agenda item from Recreation Supervisor Andre' Stigall recommending Council accept the \$7,500 sponsorship from St. Mary's Regional Medical Center. Since 2008, Saint Mary's Regional Medical Center has partnered with the Sparks Parks and Recreation Department to provide sponsorship support for designated park/facility areas, including Alf Sorensen Community Center (pool area and gym), Victorian Square (amphitheater and sound system), and Shadow Mountain Sports Complex (outfield signage). In return, Saint Mary's has received mutually agreed upon signage/branding opportunities. The City of Sparks will receive \$7,500 in total for the two-year sponsorship.

8.8 Consideration and possible approval for staff to apply for the Federal Land & Water Conservation Fund Grants Program. (FOR POSSIBLE ACTION)

An agenda item from Parks & Recreation Director Tracy Domingues recommending Council approve staff to apply for the Federal Land & Water Conservation Fund Grants Program for funding up to \$150,000 to assist with an improvement in bathroom facilities in Pah Rah Mountain Park. The grant requires a 50:50 match which, if approved, will be available in the FY16 CIP, Fund 1402, Project 16-1602. There is no impact to the general fund at this time.

9. General Business

9.1 Consideration and possible approval of Resolution No. 3274, approving the apportionment of surplus amounts remaining in the special fund created for the payment of bonds and interest for Marina Area, Special Assessment District No. 2. (FOR POSSIBLE ACTION) (Time: 2:57 p.m.)

An agenda item from Financial Services Director Jeff Cronk recommending Council approve Resolution No. 3274. The Assessment District was formed for the acquisition, improvement, construction and installation of improvements that were undertaken pursuant to the Nevada Consolidated Local Improvement Laws, Chapter 271.

The Marina Area Special Assessment District No. 2 Bonds were issued to finance public improvements including street, curb, gutter, sidewalk, water, irrigation and sanitary specially benefiting properties within the boundaries of the Marina Area Special Assessment District No. 2 as part of the Local Improvement District. All outstanding bonds for the Marina Area Special Assessment District No. 2 will be fully paid on May 1, 2015. Per NRS 271.428 we are required to apportion the remaining funds to the current parcel owners as of the bond payment date. There is no impact to the general fund.

A motion was made by Council Member Bybee, seconded by Council Member Smith, to approve Resolution No. 3274 approving the apportionment of surplus amounts remaining in the Marina Area, Special Assessment District No. 2. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

9.2 Consideration and possible award of the 2015 Curb, Gutter, Sidewalk and Pavement Replacement Project – Unit 1, Bid No. 14/15-014, PWP-WA-2015-115 to Sierra Nevada Construction, Inc., in the amount of \$ 406,007. (FOR POSSIBLE ACTION) (Time: 2:59 p.m.)

An agenda item from Capital Projects Manager Brian Cason recommending Council award the contract to Sierra Nevada Construction, Inc., in the amount of \$406,007. This project will replace the existing curb and gutter infrastructure on Prospect Way from Rock Blvd to 17th Street, and Oxford Way from Rock Blvd. to 17th Street. Since the Curb and Gutter must be completely removed and replaced, the adjacent sidewalks will also be included. In lieu of patching the pavement surface adjacent to the new curb and gutters, the street surface will be repaired with a mill and overlay. Funding will come from Storm Drains Capital Projects Fund, with no impact to the general fund.

A motion was made by Council Member Lawson seconded by Council Member Bybee, to award the 2015 Curb Gutter, Sidewalk, and Pavement Replacement Project – Unit 1, Bid No. 14/15-014, PWP-WA-2015-115 to Sierra Nevada Construction, Inc., in the amount of \$406,007. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

9.3 Consideration and possible award of the Marian Way and 6th Street Improvement Project, CDBG Federally Funded, Bid No. 14/15-012, PWP-WA-2015-111 to Spanish Springs Construction Inc., in the amount of \$422,444. (FOR POSSIBLE ACTION) (Time: 3:01 p.m.)

An agenda item from Capital Projects Manager Brian Cason recommending Council award the contract to Spanish Springs Construction Inc., in the amount of \$422,444. This project will replace the existing curb, gutter, sidewalks and driveways, as well as various trees on 6th Street from Prater Way to Victorian Avenue and new curb, gutter, sidewalk and roadway reconstruction on Marian Way. There is no impact to the general fund.

A motion was made by Council Member Smith, seconded by Council Member Bybee to award the Marian Way and 6th Street Improvement Project to Spanish Springs Construction Inc., in the amount of \$422,444. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

9.4 Consideration, discussion and possible direction to address a proposal from the Builders Association of Northern Nevada to allow temporary signs for residential sales to be placed in right-of-way. (FOR POSSIBLE ACTION)
(Time: 3:04 p.m.)

An agenda item from Senior Planner Karen Melby, presented by City Planner Armando Ornelas, recommending Council provide direction to staff regarding a possible code amendment to Title 20 (zoning code) of the Sparks Municipal Code to allow the placement of signs in the right-of-way. This would require staff to propose amendments to the Manual of Uniform Traffic Control Devices (MUTCD) for Council's adoption. The Builders Association of Northern Nevada (BANN) has requested that the City of Sparks allow home builders to post temporary signs.

Council and staff discussed previous reviews of this issue, possible liability, content neutrality, free speech, expanding the number of signs allowed within reason and the possibility of a temporary trial period. Deputy City Manager of Community Services Neil Krutz said an exception to the MUTCD may jeopardize state and federal funding.

Public Comment was received in support by Valerie Rothe of Traffic Builders, Inc.; Mike Currie of RDH Builders; Teri Scharosch of Builders Association of Northern Nevada; and John Schroeder.

A motion was made by Council Member Smith, seconded by Council Member Bybee, to provide direction to staff and the legal department to continue research related to Title 20 (zoning code) of the Sparks Municipal Code regarding the placement of signs in the right-of-way and on private property and report back to Council. Council Members Lawson, Smith, Bybee, Schmitt, YES. Council Member Ratti, NO. Motion carried 4-1.

10. Public Hearing and Action Items Unrelated to Planning and Zoning - None.

11. Planning and Zoning Public Hearings and Action Items - None.

12. Closed Door Sessions (Time: 4:02 p.m.)

A motion was made by Council Member Smith, seconded by Council Member Bybee, to adjourn to a closed door session after the meeting. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

Administrative Services Director Chris Syverson updated the City Council on the status of labor negotiations with various bargaining groups during the closed door session.

13. Comments

13.1 Comments from the Public (Time: 4:02 p.m.) - None

13.2 Comments from City Council and City Manager (Time: 4:02 p.m.)

City Manager Steve Driscoll announced the following committee appointments are available: Two appointments to the Sparks Civil Service Commission will expire on June 30, 2015, each appointment is for a 3-year term; two appointments to the Sparks Recreation Commission will expire on June 30, 2015, each appointment is for a 3-year term; one appointment to the Airport Authority Board of Trustees will expire on June 30, 2015; the appointment is for a 4-year term. Interested persons can apply by completing a community service application at www.cityofsparks.us.

14. Adjournment

Council was adjourned at 4:04 p.m.

GENO R. MARTINI, Mayor

ATTEST:

Teresa Gardner, City Clerk

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