



MAYOR  
Geno Martini

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

CITY ATTORNEY  
Chet Adams

**REGULAR CITY COUNCIL MEETING MINUTES**  
**2:00 P.M., Monday, June 9, 2014**  
**City Council Chambers, Legislative Building, 745 Fourth Street, Sparks, Nevada**

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

1. 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, Mike Carrigan, Ron Schmitt, City Manager Steve Driscoll, City Attorney Chet Adams and City Clerk Teresa Gardner, PRESENT.

ABSENT: None

Staff Present: Michael Drinkwater, John Martini, Jeff Cronk, Brian Allen, Andy Hummel, Jill Valdez, Adam Mayberry, Dan Marran, Chris Syverson, Tracy Domingues, Armando Ornelas, Rich Brown.

**Invocation Speaker** (Time: 2:00 p.m.) – Mayor Martini requested a moment of silence in remembrance of Officers Alyn Beck and Igor Soldo, who lost their lives in the line of duty as a result of a senseless act of violence Las Vegas yesterday.

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

The Pledge of Allegiance was led by Carrigan.

**Comments from the Public** (Time: 2:01 p.m.)

Ms. Katie Knepper spoke about the good work done on the Oppio Park Tennis Courts in the past and requested improved signage to prohibit skateboarding and soccer on the courts.

Mr. J. Edward Parker distributed invitations for City Council for the Sierra Nevada Amateur Radio Society's Field Day on June 28 and 29 at the REOC on Spectrum Blvd.

**Approval of the Agenda** (Time: 2:04 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 Schmitt, to approve the agenda as submitted. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt, YES. Passed unanimously.

**3. Recommendation to Approve Minutes of the Budget Public Hearing of May 20, 2014 and the regular Sparks City Council Meeting of May 27, 2014 (Time: 2:04 p.m.)**

**3.1 Consideration and possible approval of the minutes of the Budget Public Hearing on May 20, 2014 and the regular Sparks City Council Meeting on May 27, 2014 (FOR POSSIBLE ACTION)**

A motion was made by Council Member Smith, seconded by Council Member Carrigan, to approve the minutes of the Budget Public Hearing of May 20, 2014 and the regular Sparks City Council Meeting of May 27, 2014 as outlined by staff. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt, YES. Passed unanimously.

**4. Announcements, Presentations, Recognition Items and Items of Special Interest (Time: 2:05 p.m.)**

**4.1 Proclamation: "Amateur Radio Month" (Time: 2:05 p.m.)**

Mayor Martini proclaimed June 2014 as "Nevada Amateur Radio Month". The Proclamation was presented to Mr. J. Edgar Parker of the Sierra Nevada Amateur Radio Society.

**4.2 Presentation and possible discussion of the Pyramid Way and McCarran Boulevard Intersection improvement project. (Time: 2:08 p.m.)**

Regional Transportation Commission Project Engineer Scott Gibson presented a project update on "turning Sparks' busiest into Sparks' best"

**5. Consent Items (Time: 2:15 p.m.)**

A motion was made by Council Member Ratti, seconded by Council Member Schmitt, to approve the consent items 5.1 through 5.5 and pull item 5.6 for discussion. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt, YES. Passed unanimously.

**5.1 Report of Claims and Bills approved for payment and appropriation transfers for the period May 8, 2014 through May 28, 2014 (FOR POSSIBLE ACTION)**

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

**5.2 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 referenced in Box 84 2014.

**5.3 Consideration and possible approval of an application for a Gaming license for Nevada Casino Holdings, LLC dba Bourbon Street Casino & Hotel, LLC, located at 1040 Victorian Ave., Sparks, NV, 89431, submitted by Mr. Thomas James Reinhard. (FOR POSSIBLE ACTION)**

An agenda item from Police Chief Brian Allen recommending Council approve Mr. Reinhard's application for a Gaming license 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/CJIS that do not reflect any disqualifying arrests/convictions, and upon issuance of a gaming license by Gaming Control Board. There is a potential annual increase of \$36,000 to the general fund.

**5.4 Consideration and possible award of a contract to provide Engineering Services for the City of Sparks SCADA System with George T. Hall Company in the amount of \$99,465. (FOR POSSIBLE ACTION)**

An agenda item from Utility Manager Andy Hummel recommending Council award the contract to George T. Hall Company. This contract will provide updated software, development of radio telemetry and associated equipment, and design services to develop and implement an overall SCADA system for the Sparks utility. Funds are in the CIP Sewer fund.

**5.5 Consideration and possible approval of an Agreement for the Adjustment of Utility Facilities for Phase 2 of the North Truckee Drain Relocation Project with NV Energy in the amount of \$92,021. (FOR POSSIBLE ACTION)**

An agenda item from Utility Manager Andy Hummel recommending Council approve the agreement with NV Energy. The North Truckee Drain Relocation Phase 2 Project will require various electrical utility relocations to accommodate the new drainage infrastructure. NV Energy (NVE) has identified electrical service facilities requiring relocation. As the facilities being relocated are within Public Utility Easements (PUE), the relocation costs are the responsibility of the City of Sparks. Cash reserves, incoming River Flood Fees, and the Reimbursement Agreement with Truckee River Flood Management Authority are sufficient to cover this expenditure.

**5.6 Consideration and possible approval to purchase an excess insurance policy for workers' compensation to protect the financial interests of the City for the next policy periods and authorization for the Contracts and Risk Manager to execute agreements for the policy. (FOR POSSIBLE ACTION)**  
(Time: 2:16 p.m.)

An agenda item from Human Resources Analyst Jill Valdez recommending Council approve the purchase of the excess insurance policy for workers compensation. While the primary layer of risk exposure in the workers compensation program is self-insured, the City purchases an excess insurance policy for two reasons. First, it is a requirement under Nevada law to carry excess coverage in order to have a self-funded workers' compensation program. Special coverage of heart disease, lung disease, and certain cancers and communicable diseases is required for fire and police; there is limited availability of excessive insurance policies. Second, the policy protects financial interests of the City against unpredictable, catastrophic losses. There are a number of factors impacting the rising costs of this legislatively mandated coverage. \$85,542 of the FY15 self-insurance fund will be encumbered.

A motion was made by Council Member Ratti, seconded by Council Member Schmitt, to purchase of excess insurance policy for workers' compensation for 2014-2015 and authorize the execution of required policy documents by the Contracts and Risk Manager as recommended. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt, YES. Passed unanimously.

**6. General Business**

**6.1 Consideration and Possible Acceptance of a Justice Assistance Grant (FOR POSSIBLE ACTION)** (Time: 2:20 p.m.)

An agenda item from Police Chief Brian Allen recommending Council approve and accept the Justice Assistance Grant. The Edward M. Byrne Memorial Justice Assistance Grant Program has offered the Sparks Police Department a Justice Assistance Grant in the amount \$25,094 to provide funding for needed police equipment and training.

A motion was made by Council Member Schmitt, seconded by Council Member Ratti, to accept the Justice Assistance grant in the amount \$25,094 from the United States Department of Justice, Edward M. Byrne Memorial Grant Program. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt, YES. Passed unanimously.

**6.2 Consideration and possible approval for the City Council to accept the Federal Emergency Management Agency 2013 Assistance to Firefighter Grant for replacement of the Fire Department's Self-Contained Breathing Apparatus. (FOR POSSIBLE ACTION) (Time: 2:21 p.m.)**

An agenda item from Fire Chief Tom Garrison recommending Council accept the 2013 Assistance to Firefighters Grant award. Per City Council approval (10/28/2013), the Fire Department applied for a Federal Emergency Management Agency (FEMA) 2013 Assistance to Firefighters Grant (AFG) to replace its current inventory of Self-Contained Breathing Apparatus (SCBA). The age of each SCBA pack is 14 years (all SCBA were purchased in 2000), and maintenance as well as minor component failures have increased. All SCBA are also out of compliance with the National Fire Protection Association (NFPA) 1981 - Standard on Open-Circuit Self-Contained Breathing Apparatus for Emergency Services. The final official award was made June 6, 2014 and the total grant award is \$460,954, with a 10% applicant match of \$46,095 (updated from the original staff report). A city-wide grant match budget authority of \$100,000 remains available in FY14. \$46,095 of this budget will be transferred to the Fire Department to cover the required grant match.

Fire Chief Garrison said the current SCBA equipment, although obsolete by FEMA standards, still has some useful life. Contracts and Risk Manager Dan Marran said the city has the option to sale it according to accepted practices, donate it to a non-profit, or obtain credit from a trade-in program.

A motion was made by Council Member Smith, seconded by Council Member Schmitt, to accept the FEMA 2013 Assistance to Firefighters Grant award. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt, YES. Passed unanimously.

**6.3 Consideration and possible approval to purchase various commercial insurance policies to protect the financial interests of the City for the next policy periods and authorization for the Contracts and Risk Manager to execute agreements for those policies. (FOR POSSIBLE ACTION) (Time: 2:26 p.m.)**

An agenda item from Contracts and Risk Manager Dan Marran recommending Council approve the purchase of commercial insurance policies to protect the financial interests of the City of Sparks for the next policy periods. While most primary layers of risk exposure are self-insured, the City purchases commercial insurance policies to protect its financial interests against unpredictable, catastrophic losses. These policies include: Property & Contents (including boiler & machinery, auto physical damage and cyber liability), public agency general liability, employee dishonesty and tenant users liability. \$446,640 of the FY15 self-insurance fund will be encumbered.

A motion was made by Council Member Ratti, seconded by Council Member Lawson, to approve the purchase of insurance policies for 2014-2015 and authorize the execution of required policy documents as recommended by the Contracts and Risk Manager. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt, YES. Passed unanimously.

**6.4 Consideration and possible approval to purchase various commercial insurance policies to protect the financial interests of the Truckee Meadows Water Reclamation Facility for the next policy periods and authorization for the Contracts and Risk Manager to execute agreements for those policies. (FOR POSSIBLE ACTION) (Time: 2:29 p.m.)**

An agenda item from Contracts and Risk Manager Dan Marran recommending Council approve the purchase of commercial insurance policies to protect the financial interests of the Truckee Meadows Water Reclamation Facility for the next policy periods. This is the annual renewal of insurance policies purchased for TMWRF to protect its financial interest relating to potential accidental losses. This staff report covers the periodic renewal of policies specific to Property/Contents and the 3-year renewal of the pollution liability policy for the facility. \$288,546 of the FY15 self-insurance fund will be encumbered and 2/3 will be reimbursed by the City of Reno.

A motion was made by Council Member Schmitt, seconded by Council Member Carrigan, to approve purchase of recommended insurance policies for 2014-2015 for TMWRF and authorize the execution of required policy documents as recommended by the Contracts and Risk Manager. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt, YES. Passed unanimously.

**6.5 FIRST READING of Bill No.2674, an ordinance amending Chapter 13 of the Sparks Municipal Code to allow the collection of sewer connection fees to be deferred from building permit issuance to prior to issuance of a certificate of occupancy and providing for other matters properly related thereto. (FOR POSSIBLE ACTION) (Time: 2:29 p.m.)**

City Clerk Teresa Gardner read Bill No. 2674 by title. The second reading and public hearing will be on Monday June 23, 2014.

**6.6 FIRST READING of Bill No.2675, an ordinance amending Chapter 15 of the Sparks Municipal Code to allow the collection of residential construction tax to be deferred from building permit issuance to prior to issuance of a certificate of occupancy and providing for other matters properly related thereto. (FOR POSSIBLE ACTION) (Time: 2:29 p.m.)**

City Clerk Teresa Gardner read Bill No. 2675 by title. The second reading and public hearing will be on Monday June 23, 2014.

**6.7 FIRST READING of Bill No. 2676, an ordinance amending Title 9 Section 9.34.083 and Title 5 Section 5.08.020 of the Sparks Municipal Code to provide a vendor permitting process for vendors participating in special events in Sparks; and providing other matters properly related thereto. (Time: 2:30 p.m.)**

City Clerk Teresa Gardner read Bill No. 2676 by title. The second reading and public hearing will be on Monday June 23, 2014.

**6.8 Consideration and Possible Approval of a Settlement. (FOR POSSIBLE ACTION) (Time: 2:31 p.m.)**

An agenda item from City Attorney Chet Adams recommending Council authorize the payment of a settlement in the amount of \$38,000.00 to Ms. Dana Shugar as final resolution of a claim resulting from a fall over a raised section of asphalt at Burgess Park.

A motion was made by Council Member Carrigan, seconded by Council Member Lawson, to approve the settlement of all claims presented by Ms. Dana Shugar for a total amount of \$38,000.00 based upon the advice provided by the city's attorney. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt, YES. Passed unanimously.

**7. Public Hearing and Action Items Unrelated to Planning and Zoning – None**

**8. Planning and Zoning Public Hearings and Action Items - None**

**9. Closed Door Sessions**

**9.1 Possible Motion to Adjourn to a Closed Door Session to receive information from the City Attorney regarding litigation involving a matter in which the Sparks City Council has supervision and control to settle. (NRS 241.015(B)(2)) (FOR POSSIBLE ACTION) (Time: 2:31 p.m.)**

An agenda item from City Attorney Chet Adams recommending Council adjourn to an attorney client closed door session in order to listen to our attorney's advice concerning a possible final settlement of a claim against the City. The City received a claim from Ms. Dana Shugar. The City's Risk Management Committee approved the settlement amount reached between the City Attorney and Ms. Dana Shugar. Pursuant to the negotiations, and upon the recommendation of the City Attorney and Risk Management Committee, the City Council is now being asked to approve the settlement of the claim for \$38,000.00. The closed door session was not necessary.

**10. Comments**

**10.1 Comments from the Public (Time: 2:33 p.m.) - None**

**10.2 Comments from City Council and City Manager (Time: 2:33 p.m.)**

Council Member Lawson said the Sparks Rotary free fishing day at the Marina, in conjunction with the Nevada Division of Wildlife, Sparks Parks and Recreation, and the Nevada Bighorns, will be on Saturday, June 14 beginning at 7:00 a.m. In addition, a free fishing event for those with special needs will be held on Friday, June 13 from 10:00 a.m. to noon.

**11. Adjournment (Time: 2:35 p.m.)**

Council was adjourned at 2:35 p.m.

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GENO R. MARTINI, Mayor

ATTEST:

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Teresa Gardner, City Clerk

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