



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
2:00 P.M., Monday, November 10, 2014**

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

1. Call to Order (Time: 2:12 p.m.)

The regular meeting of the Sparks City Council was called to order by Mayor Geno Martini at 2:12 p.m.

2. Roll Call (Time: 2:12 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 Acting City Clerk Donna DiCarlo, PRESENT.

ABSENT: None

Staff Present: Adam Mayberry, Rich Brown, Jim Spoo, Tom Garrison, Brian Allen, Ron Korman, Dan Marran, Michael Drinkwater, Ty Reid, Tracy Domingues, Cyndi Boggan, Neil Krutz, Mindy Falk, Jeff Cronk, George Graham, Armando Ornelas, Kathy Clewett, Tim Thompson, Judge McCarthy, Todd Saxberg, John Martini, Jim Rundle, Karen Melby, Rich Brown.

3. Opening Ceremonies (Time: 2:13 p.m.)

3.1 Invocation Speaker

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

3.2 Pledge of Allegiance (Time: 2:14 p.m.)

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

4. Public Comment (Time: 2:14 p.m.) - None

5. Approval of the Agenda (Time: 2:15 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 Schmitt, seconded by Council Member Lawson, to approve the agenda as amended; moving item 9.1 to follow item 7.3. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

6. Approval of the Minutes (Time: 2:16 p.m.)

6.1 Consideration and possible approval of the minutes of the Council Workshop for October 20, 2014 and the regular Sparks City Council Meeting for October 27, 2014 (FOR POSSIBLE ACTION)

A motion was made by Council Member Smith, seconded by Council Member Ratti, to approve the minutes of the Council Workshop for October 20, 2014 and the regular Sparks City Council Meeting for October 27, 2014, as outlined by staff. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

7. Announcements, Presentations, Recognition Items and Items of Special Interest (Time: 2:16 p.m.)

7.1 Proclamation: "Child and Teen Grief Awareness Day" (Time: 2:16 p.m.)

Mayor Martini proclaimed November 20, 2014 as Child and Teen Grief Awareness Day and urged citizens to learn ways they might help a grieving child.

7.2 Proclamation: "Councilman Mike Carrigan Day" (Time: 2:18 p.m.)

Mayor Martini proclaimed November 10, 2014 as Councilman Mike Carrigan Day in recognition of his 15 years of service to the City of Sparks as Council Member for Ward IV. The proclamation was accepted by former Council Member Mike Carrigan.

7.3 Tribute to Council Member Mike Carrigan (Time: 2:22 p.m.)

Community/Government Relations Manager Adam Mayberry presented a visual tribute to former Council Member Mike Carrigan, thanking him for his dedication and service to the City of Sparks as the Council Member for Ward IV.

Mr. Carrigan's daughter Ashley presented a Senatorial Recognition Certificate from NV Senator Dean Heller, along with a flag which has flown over the capital. Mayor Martini read a letter from NV Senator Harry Reid, thanking him for his public service and wishing a happy retirement. Mayor Martini presented Mr. Carrigan with a sealed letter from NV Congressional Member Mark Amodei.

Also presented was a proclamation from NV Governor Brian Sandoval proclaiming November 10, 2014, a day to honor Mr. Carrigan; a letter and gift from Nevada League of Cities and Municipalities Executive Director Wes Henderson, thanking Mr. Carrigan for his work as a public official for Sparks. Mr. Carrigan also received a City of Sparks flag which has flown at the State Capitol.

Mike Carrigan thanked the Sparks staff, mayor and city council members, his family, and the citizens of Sparks.

The Chamber's Tray Abney expressed thanks to Mr. Carrigan. Additionally, Council Members Lawson, Smith, Ratti, Schmitt, and Bybee provided personal testimonials.

9.1 Consideration, discussion and possible approval to recognize Councilman Mike Carrigan's service to the City of Sparks and the granting to him the "tools of his office" (FOR POSSIBLE ACTION) (Time: 2:46 p.m.)

An agenda item from City Manager Steve Driscoll recommending Council recognize Councilman Carrigan's service to the City of Sparks over his 15-year tenure and, as a token of

appreciation, grant Mr. Carrigan the opportunity to retain the "tools of the office" that he may have accumulated while serving the city, which may include remaining supplies, furniture or electronics used in his position as City Council Member and which have been fully depreciated and hold only "surplus" value to the City. Mr. Driscoll said the value is undetermined at this time, but likely negligible.

A motion was made by Council Member Schmitt, seconded by Council Member Ratti, to congratulate Council Member Mike Carrigan on his retirement from the City Council and grant him any "tools of office" that he may wish to retain. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

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

A motion was made by Council Member Smith, seconded by Council Member Lawson, 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 October 9, 2014 through October 22, 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.

8.2 Consideration and possible award of the purchase of a Play World play structure for Shelly Park, Big T Recreation, in the amount of \$80,863.00" (FOR POSSIBLE ACTION)

An agenda item from Parks and Recreation Director Tracy Domingues recommending Council approve the purchase of a new play structure to replace the 16-year-old existing play structure at Shelly Park. The funding for this equipment is from Park Construction Tax District 2.

8.3 Consideration and possible approval for the Fire Department to apply for a Federal Emergency Management Agency (FEMA) 2015 Assistance to Firefighter Grant (AFG) for the planning, development and construction of a communication repeater site; relocation of radio repeater equipment to that site; and the addition of microwave radio equipment to link City Hall IT infrastructure with Fire Stations 4 and 5 (FOR POSSIBLE ACTION)

An agenda item from Fire Chief Tom Garrison recommending Council grant approval for the Fire Department to apply for a grant to improve wireless communication by replacing aging equipment in order to improve communication capabilities for Fire Stations 4 and 5. There is a ten percent (10%) matching funds requirement in the amount of \$82,050.00 and the general fund budget would need to be increased to cover the City's portion of the matching funds, should the grant be awarded.

8.4 Consideration and possible approval of BID # 14/15-006, for an initial one (1) year contract with the possibility of three (3), one-year extensions to Western Nevada Transport Company for the amount of \$99.00 per load to transport Biosolids from Truckee Meadows Water Reclamation Facility (TMWRF) to the Waste Management landfill site in Lockwood, NV (FOR POSSIBLE ACTION)

An agenda item from Deputy City Manager Neil Krutz recommending Council award a bid for transporting biosolids from TMWRF at a cost of \$99.00 per load, with an estimated annual cost of 204,600.00. TMWRF currently contracts for hauling the solids to the Waste Management site in Lockwood, NV for disposal, and that contract ends on November 30, 2014. The new contract is for one year, with the possibility of three 1-year extensions. Funds for this service are budgeted and there is no impact to the general fund.

8.5 Consideration and possible approval of a Reversion to Acreage Map for Horizon Christian Church (FOR POSSIBLE ACTION)

An agenda item from City Engineer John Martini recommending Council approve a reversion to acreage map to allow the construction of a new church located west of the intersection of Prater Way and Vista Boulevard. The Map has been checked and the appropriate fees have been paid; therefore staff is recommending approval. There is no impact to the general fund.

8.6 Consideration and possible approval to purchase four vehicles from Champion Chevrolet in the amount of \$149,625.00 (FOR POSSIBLE ACTION)

An agenda item from Fleet and Facilities Manager Ron Korman recommending Council approve the purchase of four new police patrol vehicles to replace current vehicles that have reached the end of their life cycle. Funds have been budgeted in the motor vehicle fund for these replacement vehicles.

8.7 Consideration and possible approval to purchase two vehicles from Carson Dodge in the amount of \$61,352.50 (FOR POSSIBLE ACTION)

An agenda item from Fleet and Facilities Manager Ron Korman recommending Council approve the purchase of one new K-9 police patrol vehicle and one utility body truck to replace current vehicles that have reached the end of their life cycle. Funds have been budgeted in the motor vehicle fund for these two replacement vehicles.

9. General Business (Time: 2:48 p.m.)

9.1 Heard after item 7.3

9.2 Discussion and possible approval of Resolution No. 3269, a resolution in support of the Mayor's Challenge to end Veteran Homelessness; a joint initiative of Joining Forces, U.S. Interagency Council on Homelessness, U.S. Department of Housing and Urban Development, and the U.S. Department of Veterans Affairs (FOR POSSIBLE ACTION) (Time: 2:48 p.m.)

An agenda item from Mayor Geno Martini recommending Council a resolution in support of a joint initiative to end veteran homelessness in their respective communities. Mayor Martini is asking the City Council to support the goal of the Mayors' Challenge to End Veteran Homelessness and that every veteran should have access to permanent housing and the support to achieve stability. There is no impact to the general fund.

A presentation was made by Field Office Director for U.S. Department of Housing and Urban Development Tony Ramirez, along with Elizabeth Pope of the Veterans Administration and Peter Vogel of Catholic Charities.

A motion was made by Council Member Smith, seconded by Council Member Schmitt to approve Resolution No. 3269, a resolution in support of the Mayors' challenge to end veteran homelessness. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

9.3 Consideration and possible approval for the Fire and Police Departments to purchase portable radios from Dailey-Wells Communications Inc., and accessory equipment from other vendors, in the total combined amount of \$444,703.70 (FOR POSSIBLE ACTION) (Time: 2:54 p.m.)

An agenda item from Fire Chief Tom Garrison recommending Council approve the purchase of portable radios as replacements for the current radios that are experiencing an unacceptable rate of failure. Approximately six months ago, the current radios began having catastrophic failures at an alarming rate. These failures not only pose a safety issue for personnel, they also impact effective emergency ground operations. The repair costs are approximately \$700.00 per radio and have shown to not fully solve the issues. Based on the performance of their radios, Dailey-Wells has offered to "buy-back" the P7200 series radios at a reduced rate with the purchase of the new Harris XG-75 portable radio. The purchase of new portable radios will enhance both departments' ability to communicate effectively and regionally, and the new portable radios are compliant with current and proposed Federal regulations regarding interoperability capabilities. Dailey-Wells is the sole provider for the portable radios for the Harris EDACS system utilized by Washoe County. In addition, additional accessory equipment will be purchased to support the new XG-75 radio.

Staff is recommending that the contingency budget within the General Fund be used for this unanticipated, but necessary, expenditure.

Chief Allen said approximately 150 total radios need to be replaced. Council Member Lawson asked about warranties. Police Chief Brian Allen said warranty negotiations have not been completed. Council Member Lawson said the current radios did not hold up long enough and the unbudgeted half-million dollars to replace the radios after this short time of usage is a blow to the City's budget. Mr. Lawson said the warranty period needs to be extended, and at least doubled, on the new radios to be purchased.

Council Member Charlene Bybee asked about the reputation of the new radios to be purchased, to which Chief Allen answered that reports so far indicate the radios work better because of new technology.

Council Member Ron Schmitt said the radio purchase will be pulled from the contingency fund and will affect next year's budget.

A motion was made by Council Member Bybee, seconded by Council Member Ratti, to approve the Fire and Police Departments to purchase portable radios from Dailey-Wells Communications Inc., and accessory equipment from other vendors, in the total combined amount of \$444,703.70. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

A motion was made by Council Member Ratti, seconded by Council Member Lawson, to approve the use of the General Fund Contingency budget to purchase portable radios to be used by the Police and Fire departments for public safety purposes, by transferring budget

appropriations totaling \$444,703.70 to the appropriate expenditure accounts as recommended by the City Manager. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

9.4 Presentation, discussion, and possible approval of the City of Sparks Strategic Plan for Fiscal Years 2016—2021 (FOR POSSIBLE ACTION)
(Time: 3:05 p.m.)

An agenda item from City Manager Steve Driscoll recommending Council approve the final version the City of Sparks Strategic Plan for Fiscal Years 2016-2021 as presented in the October 20, 2014 Council workshop with edits and modifications as directed by Council. There is no impact to the general fund.

A motion was made by Council Member Ratti, seconded by Council Member Smith, to approve the City of Sparks Strategic Plan for Fiscal Years 2016 through 2021 as outlined by staff. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

Mr. Driscoll thanked staff for their work on the strategic plan since May 2014.

9.5 FIRST READING. Bill No. 2688, an ordinance amending Chapter 2 of the Sparks Municipal Code by adding and adopting a civil citation and administrative code enforcement process and providing for other matters properly related thereto (FOR POSSIBLE ACTION) (Time: 3:08 p.m.)

Acting City Clerk Donna DiCarlo read Bill No. 2688 by title.

There will not be a second reading. Council Member Schmitt requested this item be held until a copy of the policies and procedures for code enforcement is available in writing.

Council Member Julia Ratti asked that before a new code enforcement policy be adopted the City Attorney, staff and Council be on the same page and the specific rules which may apply to the code be specifically addressed in written policy. Council Member Ratti also confirmed the January 2015 deadline for implementation. Ms. Ratti mentioned removal of criminal penalties in favor of civil penalties. Ms. Ratti also said she wanted the city attorney's office and staff to have clarity on what the Council is looking for and that the conversation was leading from governance to implementation and it is staff who will need to implement. She asked Mr. Driscoll if he had the direction he needed and he confirmed he did.

Council Member Schmitt requested the code include specifics, and provide the example of owner-occupied versus non-owner occupied properties and code changes that could apply to either.

Council Member Lawson said he is not in favor of rushing to meet a particular date for code amendment.

City Attorney Chet Adams asked if Council was directing the various policies to be written into the code include staff responsibilities and related disciplinary actions to be taken for non-compliance with the code enforcement policy. Council Member Schmitt said citizens and Council deserve to have the policy specifics documented and those specifics are necessary for citizens, staff and employees.

Deputy City Manager for Community Services Neil Krutz said staff will need to take this in steps. Mr. Krutz requested Council allow staff to bring an item at the 12/10/14 meeting (*the meeting date is actually 12/8/14*) to lay out a schedule for preparation of documents, to include an internal review process. The Council agreed to Mr. Krutz's request.

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

11. Planning and Zoning Public Hearings and Action Items – (Time: 3:20 p.m.)

11.1 Discussion and possible action on PCN14036 Bill No. 2687, an ordinance to rezone from A-40 (Agriculture) to NUD (New Urban Development), on a site totaling approximately 5.1 acres located at 6300 David Allen Parkway, Sparks, NV; and other matters properly relating thereto (FOR POSSIBLE ACTION) (Time: 3:20 p.m.)

An agenda item from Senior Planner Karen Melby recommending Council approve Bill No. 2687 rezoning property to NUD (New Urban Development) to allow further development in Phase 2 of the Kiley Ranch North Planned Development, upon final approval of the development handbook.

The subject property was designated in the tentative Kiley Ranch North Planned Development handbook as Neighborhood Park because it is the location of the existing ranch house and out buildings for the Kiley Ranch homestead. Since the approval of the tentative handbook, the proposed uses and ownership of properties has changed. The applicant is requesting this zone change with the intent to be included in a future amendment to the Phase 2 Kiley Ranch North Planned Development.

Mayor Martini opened the item for public hearing.

- Wood Rogers representative Melissa Lindell further explained the reason for the requested handbook rezoning.

Mayor Martini closed the public hearing.

A motion was made by Council Member Lawson, seconded by Council Member Bybee, to approve Bill No. 2687 (Ordinance No. 2506), a rezone request associated with PCN14036, based on Findings Z1 through Z3, and the facts supporting these findings as set forth in the staff report. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

12. Closed Door Sessions - None

13. Comments

13.1 Comments from the Public (Time: 3:23 p.m.)

Washoe County resident Shane Johnson requested the City of Sparks exercise its right to select local (Nevada resident) entities, as opposed to out-of-state entities, when issuing the final medical marijuana licenses for the city.

Mayor Geno Martini said this Council has already directed that it will strictly follow the state's licensing qualifications in the order the state directs.

Council Member Ron Schmitt said Mr. Johnson was bringing forward a policy of which he had no knowledge: that the city would have the right to disqualify any entity who “made the state’s list.” Mr. Schmitt suggested if Mr. Johnson had different information on the city’s right to select from the state’s list, he should bring that information to the Sparks City Attorney, who could then bring to Council.

Council Member Ed Lawson said he supports local business and buying local, but the Council is bound to support state legislation, which has been described as giving no authority to cities in selecting among the top rated medical marijuana applicants as ranked by the state.

13.2 Comments from City Council and City Manager (Time: 3:29 p.m.)

City Manager Steve Driscoll announced that interested individuals may apply for Sparks boards and commissions seats expiring December 2014:

- Sparks Planning Commission: 2 members for 4-year terms
- Airport Noise Authority Committee: 1 member for a 2-year term
- Washoe County District Board of Health: 1 member for a 4-year term

Individuals interested in any of these appointments may complete an application found on the Sparks website www.cityofsparks.us or get an application from the Sparks City Clerk. Applications will be accepted until 11/28/14.

14. Adjournment

Council was adjourned at 3:30 p.m.

GENO R. MARTINI, Mayor

ATTEST:

Teresa Gardner, City Clerk

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