



MAYOR
Geno Martini

CITY COUNCIL
Donald Abbott, Ward I
Ed Lawson, Ward II
Ron Smith, 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, August 27, 2018
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 Donald Abbott, Ed Lawson, Ron Smith, Charlene Bybee, Kristopher Dahir, 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 Mayor Geno Martini.

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

Correspondence received by email on August 27, 2018, from Annemarie Grant was read into the record by City Clerk Teresa Gardner. The correspondence requested Sparks Police Department to reduce the fee for the public records request from \$1,831 to the originally quoted estimate of \$55.

5. Agenda (Time: 2:07 p.m.)

5.1 CONSIDERATION, DISCUSSION, AND POSSIBLE APPROVAL OF COUNCIL MEMBER SMITH'S REQUEST TO RECONSIDER THE VOTE ON ITEM 9.4 OF THE AUGUST 13, 2018 CITY COUNCIL AGENDA WHICH REJECTED THE CONTRACT WITH SIGNATURE LANDSCAPES AND DIRECTED THE CITY MANAGER TO CONTINUE A MONTH-TO-MONTH CONTRACT AND REVISIT CONTRACT OPTIONS. (FOR POSSIBLE ACTION)

The matter was properly agendaized for Council to discuss and take action in the General Business section of the August 27, 2018 agenda.

A motion was made by Council Member Smith, seconded by Council Member Lawson, to approve the request to reconsider the vote on item 9.4 of the August 13, 2018 City Council agenda and hear the item at today's meeting, August 27, 2018. Council Members Abbott, Lawson, Smith, Bybee, Dahir, YES. Passed unanimously.

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 Bybee, seconded by Council Member Dahir, to approve the agenda as submitted. Council Members Abbott, Lawson, Smith, Bybee, Dahir, YES. Passed unanimously.

6. Minutes (Time: 2:09 p.m.)

6.1 Consideration and possible approval of the minutes of the regular Sparks City Council meeting of August 13, 2018. (FOR POSSIBLE ACTION)

A motion was made by Council Member Smith, seconded by Council Member Dahir, to approve the minutes of the regular Sparks City Council meeting of August 13, 2018. Council Members Abbott, Lawson, Smith, Bybee, Dahir, YES. Passed unanimously.

7. Announcements, Presentations, Recognition Items and Items of Special Interest (Time: 2:10 p.m.)

7.1 Presentation: Adopt a Vet Dental Program (Time: 2:10 p.m.)

Founder of the Adopt a Vet Dental Program (AAVD) Linda Haigh and Veteran Advocate Jim Snyder presented information on the program to aid low-income veterans with obtaining dental care. Ninety percent of veterans enrolled at the Reno VA Hospital do not qualify for dental care by the Veterans Administration. 130 northern Nevada dentists have provided \$5.2M in dental care to more than 1,000 veterans through the AAVD and Northern Nevada Dental Health Programs, a non-profit arm of the Dental Society.

A fund-raising golf tournament benefitting AAVD will be held September 21. Tournament details, dental services for vets, volunteer opportunities and donations may be directed to Mr. Snyder at 775.407.8707 or jim.snyder@nndhp.com.

7.2 Presentation: Northern Nevada HOPES Organization (Time: 2:25 p.m.)

Senior Administrative Analyst Kathy Clewett introduced Northern Nevada HOPES CEO Sharon Chamberlain, who provided an overview of the program. HOPES is a Federally Qualified Health Center (FQHC) that combines primary care, medical specialties, behavioral health and prevention with a team of experienced professionals committed to high quality care. Change Point provides syringe services, harm reduction supplies, counseling, and free HIV and hepatitis C testing. Last year approximately 50,000 appointments were served; there are currently about 12,000 patients enrolled.

7.3 Presentation: EDAWN's Annual Update (Time: 2:34 p.m.)

EDAWN President and CEO Mike Kazmierski provided the annual update for Economic Development Authority of Western Nevada.

Presentation highlights included:

- Job numbers continue to rise; looking now for higher paying jobs.
- The region is near full employment; tech companies are more interested than ever.
- The average wage from two years ago is up from \$36K to \$53K - a 38% increase over two years, heading to 40%.
- Entrepreneurial success is vital and has contributed to 182 jobs from 49 companies. Some companies start very small but have the potential for immense growth.
- Challenges have resulted in community development initiatives, including school funding, revitalization, arts and culture, housing, traffic, flood control, transitional housing.
- Pushing for alternate routes to TRI east to west, outside I-80, and from the north and the south.

Mr. Kazmierski requested retaining funding at the current level. Council Member Smith said the proposed flood control measures will bring \$23M in rebates and reductions in sewer rates to Sparks residents and will include \$180M in federal funding. Council thanked EDawn for their work for the region.

7.4 Presentation: Arguments for and against State Ballot Question #3: Amendment to the Nevada Constitution: Shall Article 1 of the Nevada Constitution be amended to require the Legislature to provide by law for the establishment of an open, competitive retail electric energy market that prohibits the granting of monopolies and exclusive franchises for the generation of electricity? (Time: 2:51 p.m.)

The presentation to hear the Yes and No rebuttals on Question 3, the Energy Choice Initiative ballot language, supporting points and rebuttal dialog were presented. Senior Administrative Analyst Kathy Clewett introduced Yes on 3 - Nevadans for Clean Energy Choices Ryan Cherry, and No on 3 - Coalition to Defeat Question 3, Mike Roberson.

Mike Roberson - Coalition to Defeat Question 3

- Passage will require an investment of \$4B for a system in partnership with the state of California.
- Consumer complaints in the deregulated market reveals hundreds of small companies trying to get a piece of the apple, resulting in multiple consumer complaints, and in most cases, higher rates for consumers.
- Six projects currently underway with NV Energy will be reduced to one project if No loses.

Ryan Cherry with Yes on 3 - Nevadans for Clean Energy Choices

- Passage will end utility's monopoly and allow Nevadan's to generate their own electricity (rooftop solar market); participate in a competitive market; and join with others to purchase direct from a wholesale market, thus removing the retail markup.
- Contemplated savings to consumers, commercial and industrial markets were described, based on the ability to choose from more than one company and to have the opportunity to participate in creating one's own energy.

Q&A - Summary

- Mike Roberson said he does not know how the process would play out and likewise, the Yes side cannot guarantee what will happen. He said one-third of the utility's 2,500 employees who

service 90% of the state, will lose their jobs. He cannot imagine where 35,000 jobs will come from and called it a rubbish figure. He confirmed the utility is "legislated by the PUC."

- Ryan Cherry said millions of dollars in fines and fees have been assessed and paid by big businesses who chose to withdraw from the utility to produce their own electricity. Those companies made up the fees in electricity savings in less than three years. Switch is one of those companies.
- Mr. Cherry said the ballot question will amend the Nevada constitution to include the guarantee of rights for citizens to explore creating and using an energy source of their choosing. This is deemed a constitutional issue because that option was eliminated when the PUC shut down rooftop solar in Nevada, led by the urging of the utility. It was argued that choice of energy source is not a constitutional right.
- Mr. Cherry pointed to the study completed by the U.S. Department of Energy that reflects true price reductions experienced by states and municipalities who have engaged in similar energy policies as those proposed by the Nevadans for Clean Energy Choices. That information is available through the Department of Energy's Information Administration and can be reviewed at eia.gov and in the packet Mr. Cherry provided to Council.
- Council expressed fear of fraud, lack of transparency, and excessive cost potential with a new process. Also discussed was the transition period of 10-plus years, the proposed length of the time to establish the statute by July 1, 2023, with the possibility that date could be zeroed out, with Nevada paying no up-front fees. These issues would be worked out by the legislature and regulated by the Nevada Attorney General. Much technical knowledge is required and will lead to long-term jobs in this changing industry.
- The City of Sparks will continue to benefit from the Utilities Franchise Fees currently being collected by the utility.
- Mr. Roberson said it's very complicated to purchase and manage electricity in TX. People have to hire consultants and lawyers to purchase power because the set-up is complicated in Texas. Mr. Cherry rebutted that Texas is not representative of what is proposed for Nevada and the Texas process referred to is a scare tactic. Legislature will challenge the PUC in the best interest of Nevadans.
- The Provider of Last Resort was discussed. The utility will continue to maintain and grow their infrastructure lines and lanes and will remain compensated.

Yes on 3 Wrap-Up: Mr. Cherry said Yes on 3 eliminates the monopoly on the generation of electricity, guarantees the right to self-produce power; entry into competitive markets, and the ability to join with others to purchase power in the wholesale market. It requires only that rules and regulations be put in place governing the markets so Nevadans know what they're buying when they make their energy choices by July 1, 2023.

No on 3 Wrap-Up: Mr. Roberson said the ballot initiative is about dismantling one of the most affordable and reliable power energy systems in the U.S. and replacing it with a virtual unknown. There is too much uncertainty behind it. Many people don't want deregulation.

8. Consent Items (FOR POSSIBLE ACTION) (Time: 3:38 p.m.)

A motion was made by Council Member Smith, seconded by Council Member Abbott, to approve consent items 8.1 and 8.2 as submitted. Council Members Abbott, Lawson, Smith, Bybee, Dahir, YES. Passed unanimously.

8.1 Consideration and possible acceptance of the report of the claims and bills approved for payment and appropriation transfers for the period of July 26, 2018 through August 08, 2018. (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 a new three (3) year Microsoft Enterprise License Agreement (AC-5506) for Personal Computer, Client Access, Virtual Desktop and Server product licenses in the amount of \$182,324.48 per year for three years and authorize the IT Manager to finalize the purchase through CDWG. (FOR POSSIBLE ACTION)

An agenda item from IT Manager Steve Davidek recommending approval of the contract. Budget is included in the general fund.

Over the past three years IT moved all users to the Office 365 Government Cloud. This move allowed the city to use the Office 365 Suite of products on up to 5 devices per user including tablets, phones and desktop. By signing a new 3-year agreement with CDWG, our new Microsoft vendor, the city will save over \$91,600.

9. General Business

9.1 Consideration and possible approval of an appointment to the Truckee River Flood Management Authority Board of Directors due to a vacancy left by Mayor Martini resigning his position; and a possible subsequent appointment to the alternate position in the event of a vacancy; from the following pool of applicants in alphabetical order: Donald Abbott; Charlene Bybee; Kristopher Dahir; Ed Lawson and Ron Smith. (FOR POSSIBLE ACTION) (Time: 3:38 p.m.)

An agenda item from City Manager Steve Driscoll recommending the Council appoint a replacement member and if necessary, an alternate member, to the Truckee River Flood Management Authority Board of Directors. There is no impact to the general fund.

Mayor Martini recommended Council Member Donald Abbott, who has served as Board alternate, take his place for the remainder of his term, expiring November 2018. The Council would then appoint an alternate to the Board to serve until November 2018.

A motion was made by Council Member Smith, seconded by Council Member Dahir, to appoint Donald Abbott to the Truckee River Flood Management Authority, Board of Directors. Council Members Abbott, Lawson, Smith, Bybee, Dahir, YES. Passed unanimously.

A motion was made by Council Member Dahir, seconded by Council Member Abbott, to appoint Charlene Bybee as an alternate to the Truckee River Flood Management Authority, Board of Directors. Council Members Abbott, Lawson, Smith, Bybee, Dahir, YES. Passed unanimously.

9.2 Consideration and possible approval of Resolution No. 3339 authorizing the transfer of the City's 2018 Private Activity Bond Capacity (PABC) allocation of \$5,108,114.57 to the Nevada Rural Housing Authority in the amount of \$3,831,085.93 and the Nevada Housing Division in the amount of \$1,277,028.64 for use in their respective single-family homebuyer and

affordable rental housing programs. (FOR POSSIBLE ACTION) (Time: 3:40 p.m.)

An agenda item from Housing Specialist George Graham recommending transfer of allocated funds to two housing assistance programs in specified amounts for each. Bonds will be issued by the State of Nevada; there is no impact to the general fund.

Under the federal tax reform act of 1986, the State of Nevada receives an annual allocation of tax exempt private activity bond cap (PABC) authority. The City received requests from NRHA and NHD for use of the City's 2018 PABC to capitalize their respective housing programs. Per its request, NRHA will use any PABC it is allocated by the City of Sparks to assist Nevada households to achieve home ownership through programs that include down payment assistance. The NHD is requesting the City's PABC to capitalize both home ownership programs and provide financing for affordable rental housing programs. Staff recommends the Council split the City's 2018 capacity between NRHA (75%) and NHD (25%) to support implementation of their respective programs.

Mr. Graham introduced NRHA Director of Homeownership Programs Diane Arvizo and NRHA Executive Director Bill Brewer. They provided a detailed overview of the programs that have provided \$1.5 billion in mortgage assistance to 7,500 families since 2007. Home At Last serves all residents in Nevada with populations under 150,000. Their focus is on how to build thriving communities and for every rural Nevadan to get a home they can afford.

Also discussed was the HAL Pals Pet Adoption Program and the Nevada Rural Community Partners program, created by an employee to raise funds to help local youth participate in extracurricular activities they cannot otherwise afford. Also, 30% of Sparks students are Hispanic, and the number is expected to climb. The NRHA works to ensure Spanish-speaking homebuyers are served.

A motion was made by Council Member Dahir, seconded by Council Member Abbott, to adopt Resolution No. 3339 authorizing the transfer of the City's 2018 Private Activity Bond Capacity allocation of \$5,108,114.57 to the Nevada Rural Housing Authority in the amount of \$3,831,085.93 and the Nevada Housing Division in the amount of \$1,277,028.64 for use in their respective single-family homebuyer and affordable rental housing programs. Council Members Abbott, Lawson, Smith, Bybee, Dahir, YES. Passed unanimously.

9.3 Consideration, discussion and possible approval of a one (1) year contract (AC-5507)(Bid # 18/19-003), for with Univar USA, Inc. to supply Sodium Hydroxide to the Truckee Meadows Water Reclamation Facility (TMWRF) at a unit cost of \$1.3414 per gallon (the estimated cost over the term of the contract, based on average consumption of Sodium Hydroxide, is approximately \$402,000.) (FOR POSSIBLE ACTION) (Time: 3:57 p.m.)

An agenda item from TMWRF Plant Manager Michael Drinkwater recommending Council approve the contract. Sodium hydroxide is used to increase alkalinity, mainly for the oxidation of ammonia. This is a component of the plant's strategy to optimize and stabilize TMWRF nitrogen performance. Annual TMWRF consumption of sodium hydroxide is approximately 300,000 gallons. Based on current usage, the annual cost for sodium hydroxide is estimated at \$402,000. Budget exists in the joint treatment plant fund; there is no impact to the general fund.

A motion was made by Council Member Abbott, seconded by Council Member Smith, to approve the contract with Univar USA, Inc. to supply Sodium Hydroxide to TMWRF at a unit cost of \$1.3414 per gallon. Council Members Abbott, Lawson, Smith, Bybee, Dahir, YES. Passed unanimously.

9.4 RECONSIDERATION, discussion, and possible approval of a Landscape Maintenance Services contract (AC-5505) for the Landscape Maintenance-Maintenance Districts Bid 18/19-002, with Signature Landscapes for the proposed contract period of September 2018 thru March 2020 for a total cost not to exceed \$180,899. (FOR POSSIBLE ACTION) (Time: 3:59 p.m.)

An agenda item from Parks Development Coordinator Christopher Cobb, presented by Community Services Director John Martini, recommending Council approve the contract. Each subdivision has a separate bid item to include mowing, trimming, maintenance, pest and weed control, and sidewalk clearing in snow events. A \$5,000 force account is added to each area for work required outside the contract, including underground irrigation repairs, replacement of irrigation valves or clocks, trees damaged from storm events, etc. The contract includes a regularly monthly inspection for each area. Upon inspection by city staff, those areas deemed to be not maintained per the terms of the contract may have a financial penalty imposed upon the monthly billing. Funds are available in the Promontory Landscape Maintenance program, the Mesa Meadows Landscape Maintenance program and the Triple Crown Landscape Maintenance program. Differences will be included in the fiscal year 2020 budget; there is no impact to the general fund.

Council Members Dahir, Bybee and Abbott previously voted against this item and said although they have concerns approving a contract for a vendor who had poor past performance, the clarity and financial penalties included in this contract should be helpful, and they understand the need for the service, so they will support approval. Council Member Dahir cautioned to employ due diligence, and suggested the possibility of splitting the contract into smaller projects in the future.

A motion was made by Council Member Lawson, seconded by Council Member Smith, to approve the Landscape Maintenance Services contract for Landscape Maintenance with Signature Landscapes for the proposed contract period of September 2018 thru March 2020 for a total cost not to exceed \$180,899.

Council Members Abbott, Lawson, Smith, Bybee, Dahir, YES. Passed unanimously.

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

10.1 None

11. Planning and Zoning Public Hearings and Action Items

11.1 None

12. Comments

12.1 Comments from the Public (Time: 4:03 p.m.)

Bill Wagner posed energy questions and it was suggested he confer with NV Energy.

12.2 Comments from City Council and City Manager (Time: 4:05 p.m.) - None

13. Adjournment

Council was adjourned at 4:05 p.m.

GENO R. MARTINI, Mayor

ATTEST:

Teresa Gardner, City Clerk

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