



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, December 8, 2014
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, Ed Lawson, Ron Smith, Charlene Bybee, Ron Schmitt, City Manager Steve Driscoll, City Attorney Chet Adams and City Clerk Teresa Gardner, PRESENT.

ABSENT: None

Staff Present: Steve Davidek, Debbie Kinder, Michael Drinkwater, John Martini, Andy Hummel, Brian Allen, Tom Garrison, Chris Syverson, Neil Krutz, Tracy Domingues, Adam Mayberry, Armando Ornelas, Jeff Cronk, Dan Marran, Brian Cason, Shirle Eiting, Karen Melby, Tim Thompson, Donna DiCarlo

3. Opening Ceremonies

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

The invocation was provided by Pastor Brad Dyrness of the Sparks Nazarene Church.

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

The Pledge of Allegiance was led by Council Member Ed Lawson.

4. Public Comment (Time: 2:02 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 Ratti, seconded by Council Member Smith, to approve the agenda as amended, holding a closed door session at the conclusion of the Redevelopment Agency meeting. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

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 November 24, 2014 (For Possible Action)

A motion was made by Council Member Ratti, seconded by Council Member Smith, to approve the minutes of the Regular Meeting of November 24, 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

7.1 Presentation from the Executive Director of the Nevada League of Cities & Municipalities on the League's Bill Draft Request for the 78th Session of the Nevada Legislative Session (Time: 2:04 p.m.)

Executive Director of the Nevada League of Cities & Municipalities Wes Henderson discussed the recently held 2014 conference in Las Vegas, the updated single level membership, the new officer structure, the nationwide purchasing contract, the Friends of the League program and the five Bill Draft Requests (BDR)s the NLC&M are submitting to the 2015 Legislature, including BDR 454 (Residential Construction Tax), BDR 455 (State/County/City licenses for businesses related to alcohol), BDR 456 (Local government budget hearings), BDR 463 (Main Streets program) and BDR 464 (Fees for copies of public records).

8. Consent Items (For Possible Action) (Time: 2:14 p.m.)

A motion was made by Council Member Bybee, seconded by Council Member Ratti, 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 November 13, 2014 through November 19, 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 approval of a quit claim deed to correct an error made in a property transfer between the City of Sparks and the Miramonte Homeowners Association (FOR POSSIBLE ACTION)

An agenda item from Chief Assistant City Attorney Shirle Eiting recommending Council approve the execution of the quit claim deed to correct an error which dedicated the wrong piece of property to the City. The quit claim deed will return ownership to the Miramonte Homeowners Association.

It was recently discovered that the wrong parcel of land was dedicated to the City. In order to correct this mistake it is necessary for the City to deed the parcel back to Miramonte Homeowners Association. The City received the correct parcel from Miramonte Homeowners Association in a separate dedication. There is no impact to the general fund.

8.3 Consideration and possible approval of the purchase of Police Mobile Data Computers from Feeny Wireless (FW) in the amount of 113,280 (FOR POSSIBLE ACTION)

An agenda item from Information Technology Manager Steve Davidek recommending Council approve the purchase of replacement mobile data computers as part of the City-wide technology

refresh program as budgeted in the current CIP. The Panasonic Toughbooks were selected for the vehicles because they will work with Tiburon Police System software scheduled to be implemented next summer. Funds are available in the IT CIP.

8.4 Consideration and possible approval of reimbursement to the City of Reno in the amount of \$66,504.40 for the City of Sparks' share of a consulting agreement between the City of Reno and Brown & Caldwell Engineering for the Nitrification Tower Rehabilitation and Improvement project at the Truckee Meadows Water Reclamation Facility (FOR POSSIBLE ACTION)

An agenda item from TMWRF Plant Manager Michael Drinkwater recommending Council reimburse the City of Reno for our share of a consulting agreement. This agreement will evaluate the mechanical, electrical and structural condition of the nitrification towers. Upon completion of the evaluation it is anticipated this scope of work will be amended to allow for design of selected recommended improvements to the nitrification towers in order to continue to meet the discharge permit requirements for the facility. Funds are available in the TMWRF CIP.

8.5 Consideration and possible approval of an Interlocal Agreement between the City of Reno, Washoe County, and the City of Sparks for Reimbursement to the City of Reno for \$8,300 for the Huffaker Reservoir Effluent Interconnection Pipeline Evaluation (FOR POSSIBLE ACTION)

An agenda item from Utility Manager Andy Hummel recommending Council reimburse the City of Reno for our share of a consulting agreement. This consulting agreement will evaluate benefits and costs of an effluent intertie pipeline from the Truckee Meadows Water Reclamation Facility to the South Truckee Meadows Water Reclamation Facility's Huffaker Reservoir for potential storage of effluent during the colder winter months. The City of Reno has entered into an agreement with Stantec Consulting Services to perform this evaluation. Northern Nevada Water Planning Commission has provided a portion of the funds; the City of Reno, the City of Sparks, and Washoe County are splitting the remaining cost equally as outlined in a separate interlocal agreement. Funds are available in the effluent operations fund.

9. General Business

9.1 Discussion and possible action on approval of Resolution No. 3270 supporting the City of Sparks hosting the 2016 Nevada League of Cities & Municipalities 2016 Annual Conference (FOR POSSIBLE ACTION) (Time: 2:15 p.m.)

An agenda item from Community Relations Manager Adam Mayberry recommending Council approve a resolution that will announce that the City of Sparks will host and support as a sponsor the NLC&M Annual Conference in 2016. The NLC&M holds an annual conference for elected officials and staff at cities and municipalities across Nevada to come together, network, and hear the latest trends on governing at the local level. Traditionally, the NLC&M rotates the conference each year in southern Nevada, northern Nevada, and rural Nevada, ensuring that a portion of the state is represented equally. In 2016, the conference is slated to be back in the northern Nevada region. No date has been set yet, but the conference date typically falls in the late September/early October timeframe. It has been well over a decade since the conference was held in Sparks.

Mayor Martini has asked the NLC&M to consider holding the 2016 event in Sparks. The NLC&M has asked the City to make a formal declaration and commitment. The subject

resolution would allow the NLC&M to consider and begin planning the 2016 Conference in Sparks.

The commitment to host the annual conference includes at \$15,000 sponsorship by the City of Sparks. This will be built into the Fiscal Year 2017 budget should the Council approve the resolution. The conference will attract approximately 150+ visitors to Sparks over a three-day period bringing with it exposure for our City along with an economic impact.

A motion was made by Council Member Ratti, seconded by Council Member Lawson, to adopt Resolution No. 3270, supporting the City of Sparks hosting the Nevada League of Cities & Municipalities 2016 Annual Conference. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

9.2 Consideration and possible acceptance of the City's Comprehensive Annual Financial Report (CAFR) for fiscal year 2013-2014, and review and possible approval of the City's Plan of Corrective Actions relating to our auditors' conclusion regarding the City of Sparks' compliance with Nevada Revised Statutes and Administrative Code as identified in the annual audit process (FOR POSSIBLE ACTION) (Time: 2:19 p.m.)

An agenda item from Finance Manager Jeff Cronk and Accounting Manager Debi Kinder recommending Council accept the 2013-2014 CAFR and the Plan of Corrective Action relating to the annual audit. There is no impact to the general fund.

Council Member Schmitt asked how many years the city has used Kafoury, Armstrong & Co as the auditors and Mr. Cronk said they have been used since the mid-1990s. Council Member Schmitt said he was concerned there might be a violation of the letter and the spirit of the law that limits using the same auditors for 5 years in a row.

A motion was made by Council Member Ratti, seconded by Council Member Smith, to accept the Comprehensive Annual Financial Report and approve the Plan of Corrective Action for fiscal year 2013-2014 as presented and authorize the Financial Services Director to distribute to interested parties as necessary. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

9.3 Review and possible approval of an Exclusive Negotiating Agreement (AC-5107/AC-SRA-305) between the City of Sparks, the Redevelopment Agency of the City of Sparks and Silverwing Development for the proposed sale and development of real property located within the Victorian Square project area (FOR POSSIBLE ACTION) (Time: 2:33 p.m.)

An agenda item from City Planner Armando Ornelas recommending Council approve an agreement with Silverwing Development for the possible sale and development of seven parcels owned by the Redevelopment Agency and one City-owned parcel. All eight parcels are located within the Victorian Square project area and shown on Attachment B to the proposed ENA. Silverwing has proposed a mixed-used development that includes approximately 200 multi-family residential units on four Agency-owned parcels, and if it can be acquired, additional apartments on a parcel owned by a third party and a fifth Agency parcel. Approximately 20 additional apartments and 9,000 square feet of retail/restaurant space are proposed for the two

parcels in front of Cinemark Theaters. Silverwing is also requesting 24 months to attract an office tenant for a City-owned parcel.

Public Hearing was opened. Dave Hillyard of Green Street Communities commented in support of the project and requested parcel 9 be pulled out of the exclusive negotiating agreement and said the Karl's Club may be interested in using that parcel. Angela Fuse of CFA, representing the applicant, and said they are very committed to moving this project forward and plan to use parcel 9 as office space.

Council Members clarified the Exclusive Negotiating Agreement limits the City of Sparks to only negotiate with Silverwing but does not limit Silverwing from negotiating with other developers. The Council discussed possible land uses.

A motion was made by Council Member Ratti, seconded by Council Member Smith, to approve the Exclusive Negotiating Agreement (AC-5107/AC-SRA-305) with Silverwing Development, as outlined in the staff report. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

9.4 PCN14046, discussion and possible action on a Tentative Map (Kiley Ranch North Village 37C) request for a 147-lot residential subdivision, on a site approximately 33.12 acres in size, in the NUD (New Urban District-Kiley Ranch North Planned Development) zoning district, located northeast of Kiley Parkway and Henry Orr Parkway (FOR POSSIBLE ACTION) (Time: 2:49 p.m.)

An agenda item from Senior Planner Karen Melby recommending Council approve a tentative map for Kiley Ranch North Village 37C. The applicant is requesting to divide the approximately 33 acre site into 147-lot single family residential lots. The tentative map encompasses Village 37C of Kiley Ranch North Planned Development. The proposed gross density is 4.5 dwelling units/acre.

Lois Brown said the applicant agrees with the recommendations from staff.

A motion was made by Council Member Schmitt, seconded by Council Member Smith, to approve the Tentative Map associated with PCN14046 adopting Findings T1 through T12 and the facts supporting these Findings as set forth in the staff report and subject to the Conditions of Approval 1 through 23 as listed in the staff report. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

9.5 Consideration and possible approval to reject all bids for the City Hall HVAC Upgrade Project (Bid #14/15-008 / PWP #WA-2015-012) due to insufficient funding, as the low bid plus BCS Controls is 20% over available budget (FOR POSSIBLE ACTION) (Time: 2:52 p.m.)

An agenda item from Capital Projects Manager Brian Cason recommending Council reject all bids for the proposed City Hall HVAC Upgrade Project because the low bid is over the available budget.

A motion was made by Council Member Smith, seconded by Council Member Bybee, to reject all bids for the City Hall HVAC Upgrade Project (Bid #14/15-008 / PWP #WA-2015-012) due to

insufficient funding. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

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 and possible discussion on Bill No. 2678, an Ordinance (CA-3-09) amending Title 20 of the Sparks Municipal Code, Section 20.56 Signs; to change the method for sign calculations; to add regulations governing digital signs; and providing other matters properly related thereto (FOR POSSIBLE ACTION) (Time: 2:54 p.m.)

An agenda item from Senior Planners Karen Melby and Tim Thompson recommending Council approve a code amendment to Chapter 20.56, Signs, to change the method for sign calculations, to add regulations governing digital signs and temporary signs along with other administrative changes.

The Public Hearing was opened and Lori Wray representing Scenic Nevada spoke in support of the ordinance, including the separation requirement.

A motion was made by Council Member Ratti, seconded by Council Member Bybee, to approve Bill No. 2678 (Ordinance No. 2497) associated with CA-3-09 to amend Chapter 20.56 Signs to change the method for sign calculations; to add regulations governing digital signs; and providing other matters properly related thereto, and add separation distance from residential in section 20.56.170(F) as number 12. Council Members Ratti, Smith, Bybee, Schmitt, YES. Lawson, ABSTAIN. Motion carried 4-0.

11.2 Public hearing, consideration of and possible action on Resolution No. 3272, adding fees for temporary sign permit (FOR POSSIBLE ACTION) (Time: 3:12 p.m.)

An agenda item from Senior Planner Karen Melby recommending Council approve Resolution No. 3272, authorizing the addition of a fee for temporary signs. This resolution is a companion agenda item to Bill No. 2678. The proposed fee for a temporary sign is \$35 to be revenue for the General Fund.

Council discussed the cost to administer the resolution, the ability to more efficiently regulate signs, and the notification process prior to implementing the ordinance.

A motion was made by Council Member Bybee, seconded by Council Member Smith, to adopt Resolution No. 3272, amending Resolution No. 3255, by revising fees to services provided by the City of Sparks for temporary sign permits. Council Members Ratti, Smith, Bybee, YES. Schmitt, NO. Lawson, ABSTAIN. Motion carried 3-1.

12. Closed Door Sessions – Closed door attorney client session regarding code enforcement processes at the conclusion of the Redevelopment Agency meeting.

13. Comments

13.1 Comments from the Public (Time: 3:19 p.m.) - None

13.2 Comments from City Council and City Manager (Time: 3:19 p.m.)

Council Member Ratti thanked city staff, Assistant Community Services Director John Martini and Capital Projects Coordinator Andy Echeita, for their work to relocate Last Chance Joe. Council Member Lawson requested the Council float be moved up in order in future parades. Mayor Martini complimented the success of the parade and thanked staff.

City Manager Driscoll announced a vacancy on the Parks and Recreation Commission for a term to end June 30, 2015 and asked any persons interested in serving to complete a Community Service Application, available from the City Clerk's office or apply on-line at the city's website, www.cityofsparks.us. Click on "City Services" on the web page, then click on "Volunteering Get Involved" then click on "Fill out a City of Sparks Volunteer Application". Applications will be accepted until the close of business on December 15, 2014.

In addition, Mr. Driscoll said no applications were received for the vacancy on the Washoe County District Board of Health before the deadline of November 28, 2014, however, Mayor Martini said he and Council Member Lawson recently talked to a retired Doctor of Dentistry who is interested in serving on the Board of Health and he would like Council Member Ratti to have a discussion with him and if she agrees, Mayor Martini would like to appoint that applicant to the Board of Health.

Mr. Driscoll also announced the December 22, 2014 Council meeting has been cancelled and the next meeting will be January 12, 2015.

14. Adjournment

Council was adjourned at 3:23 p.m.

GENO R. MARTINI, Mayor

ATTEST:

Teresa Gardner, City Clerk

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