



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

CITY MANAGER
Steve Driscoll

REGULAR CITY COUNCIL MEETING MINUTES

2:00 P.M., Monday, March 28, 2016

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

3. Opening Ceremonies

3.1 Invocation Speaker (Time: 2:00 p.m.)

The invocation was provided by Pastor Omar Palmer, Sparks Seventh Day Adventist Church.

3.2 Pledge of Allegiance (Time: 2:02 p.m.)

The Pledge of Allegiance was led by City Attorney Chet Adams.

4. Public Comment (Time: 2:02 p.m.) - None

5. Agenda (Time: 2:02 p.m.)

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 Lawson, seconded by Council Member Schmitt, to move agenda item 11.1 before agenda item 10.1 and approve the agenda as amended. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

6. Minutes (Time: 2:03 p.m.)

6.1 Consideration and possible approval of the minutes of the Sparks City Council Budget Workshop for February 29, 2016 and the regular Sparks City Council Meeting for March 14, 2016. (FOR POSSIBLE ACTION)

A motion was made by Council Member Smith, seconded by Council Member Bybee, to approve the minutes of the Sparks City Council Budget Workshop for February 29, 2016 and the regular

Sparks City Council Meeting for March 14, 2016. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

7. Announcements, Presentations, Recognition Items and Items of Special Interest
(Time: 2:04 p.m.)

7.1 Presentation: FY 2017 Regional Transportation Program (Time: 2:04 p.m.)

Regional Transportation Commission Executive Director Lee Gibson thanked the Mayor and City Council for their support and thanked City Manager Stephen Driscoll, Deputy City Manager of Community Development Neil Krutz, and Transportation Manager Jon Ericson for their hard work. Mr. Gibson also informed Council of upcoming forums. Regional Transportation Commission Director of Engineering Jeff Hale presented information on RTC's responsibilities, current fuel tax rates, roads, and projects.

7.2 Presentation: Crossroads Project (Time: 2:13 p.m.)

Senior Administrative Analyst Kathy Clewett introduced Vulnerable Persons Unit Washoe County Deputy Shawn Marston and Adult Social Services Division Director Ken Retterath who presented the public/private partnership program that provides a tiered housing first approach that targets the super-utilizers (serial inebriate) and homeless clients in Washoe County. The intent of the program is to identify, intervene and stabilize traditionally high complexity homeless clients, through cooperation with various community partners. Currently there is a waiting list of approximately 100 people and 60-65% of the participants are court ordered. The program is funded through Washoe County Social Services and Deputy Marston hopes to find additional buildings and expand the program to include additional residential capacity as well as outpatient services.

7.3 Presentation: Flag Runners present Council with the Capitol plaque (Time: 2:49 p.m.)

Flag Runner Robert Mead presented City of Sparks' Administrative Assistant Cyndi Boggan an American flag that was raised atop the U.S. Capitol Building on January 22nd, 2016 to honor the Sparks Police Department for donating their station French flag to the people of Paris in the wake of the terrorist attack in November, 2015 and to thank the Sparks Mayor, City Council and City Staff. Mr. Mead presented another flag to Mr. Donald Abbott to recognize the Sparks Heritage Museum staff.

7.4 Recognition of Amber Sosa, ASCE 2015 Truckee Meadows Branch Young Engineer of the Year (Time: 3:05 p.m.)

Utility Manager Andy Hummel recognized Senior Civil Engineer Amber Sosa for being named Young Engineer of the Year.

8. Consent Items (FOR POSSIBLE ACTION) (Time: 3:07 p.m.)

A motion was made by Council Member Schmitt, seconded by Council Member Ratti, to approve consent items 8.1 and 8.2. 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 February 25, 2016 through March 9, 2016. (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 the 2016-Regional Hazardous Material Response Agreement between the City of Sparks, City of Reno, and Truckee Meadows Fire Protection District. (FOR POSSIBLE ACTION)

An agenda item from Fire Division Chief Jim Reid recommending approve the proposed 2016-Regional Hazardous Material Response Agreement between the Sparks Fire Department, the City of Reno, and Truckee Meadows Fire Protection District. The current agreement has been updated and agreed upon by all entities involved. The new agreement is effective upon approval by the Sparks City Council, the City of Reno, and Truckee Meadows Fire Protection District. The purpose of this Agreement is to provide a Regional Hazardous Material Response Team capable of responding to and mitigating emergencies cause by hazardous material spills, releases, or incidents within the combined response areas of the Agencies. There is no impact to the general fund.

9. General Business

9.1 Consideration and possible acceptance of overtime reimbursement funds from the Organized Crime Drug Enforcement Task Forces (OCDETF) up to the amount of \$10,000. (FOR POSSIBLE ACTION) (Time: 3:08 p.m.)

An agenda item from Police Chief Brian Allen recommending Council accept the amount up \$10,000 distributed by OCDETF for reimbursement of overtime hours worked. The Sparks Police Department participates in OCDETF through the full time assignment of a Sparks Police detective in a local task force with the Drug Enforcement Administration (DEA). OCDETF authorizes reimbursement of overtime worked toward task force investigations. OCDETF has authorized reimbursement of up to \$5,000 for each of two investigations currently on-going for a total of up to \$10,000. There is no adverse impact to the general fund.

A motion was made by Council Member Schmitt, seconded by Council Member Bybee, to accept the \$10,000 distributed by the Organized Crime Drug Enforcement Task for the reimbursement of overtime. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

Agenda item 11.1 heard (Time: 3:09 p.m.)

Boy Scout Caleb Conway was called to the podium by Mayor Martini and said he was working on his Eagle Scout and here to observe a public meeting and report on a controversial issue. (Time: 3:15 p.m.)

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

10.1 Public hearing, consideration, discussion, and possible approval of an amendment to the bargaining agreement (AC-5182) between the City of Sparks and the Sparks Police Protective Association - Nonsupervisory for the period July 1, 2015 through June 30, 2017. (FOR POSSIBLE ACTION) (Time: 3:16 p.m.)

An agenda item from Administrative Services Director Chris Syverson recommending Council approve the amendment to the bargaining agreement between the City of Sparks and the Sparks Police Protective Association – Nonsupervisory. Due to the unique scheduling of the Detective Division, and in order to provide adequate staffing, an additional section addressing holidays and holiday time for Detectives was added. There is no impact to the general fund.

The Public Hearing was opened at 3:18; no comments were received; the Public Hearing was closed.

A motion was made by Council Member Smith, seconded by Council Member Schmitt, to approve Amendment No. 1 to the bargaining agreement (AC-5182) between the City of Sparks and the Sparks Police Protective Association - Nonsupervisory for the period July 1, 2015 through June 30, 2017. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

Administrative Services Director Chris Syverson was thanked for her years of service and her hard work and dedication. Ms. Syverson has retired effective June 1, 2016.

10.2 SECOND READING, Public Hearing, discussion and possible adoption of Bill No. 2703 amending Chapter 15 of the Sparks Municipal Code adopting the 2012 International Energy Conservation Code and the 2015 Northern Nevada Energy Code Amendments; and providing for other matters properly related thereto. (FOR POSSIBLE ACTION) (Time: 3:21 p.m.)

An agenda item from Building Official Mark Meranda recommending Council approve Bill No. 2703. The adoption of the proposed bill will amend Title 15 of the Sparks Municipal Code (SMC) to include changes mandated by Nevada State Office of Energy to adopt the 2012 International Energy Code (IECC) together with the 2015 Northern Nevada Amendments with an effective date of July 1, 2016. There is no impact to the general fund.

The Public Hearing was opened at 3:24; no comments were received; the Public Hearing was closed.

Council Member Ratti suggested the trade unions be more involved with the change processes going forward.

A motion was made by Council Member Bybee, seconded by Council Member Ratti, to adopt Bill No. 2703. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

10.3 SECOND READING, Public Hearing, discussion and possible adoption of Bill No. 2704 amending Chapter 9.48 of the Sparks Municipal Code: An Ordinance amending the Sparks Municipal Code relating to camping on public property in the Truckee River corridor; and providing for other matters properly related thereto. (FOR POSSIBLE ACTION) (Time: 3:26 p.m.)

An agenda item from Chief Assistant City Attorney Shirle Eiting and Police Chief Brian Allen recommending Council approve Bill No. 2704. Unregulated camping in and around the Truckee River area threatens to pollute the area's primary source of drinking water, creates health and safety hazards for the public, and detracts from the scenic beauty of the river. The proposed regulations on camping within the Truckee River Corridor are structured to allow for the regulation of camping on public property and provide for individual rights. There is an unknown impact to the general fund.

There was discussion on social justice, criminal justice, upholding constitutional rights, court services ability to require recovery programs, and safety of residents. Council Member Ratti said she appreciated the work done to bring the laws in Sparks in alignment with those in Reno;

however, she said the law enforcement piece is ahead of the regions social services support. Ms. Ratti said she was concerned that evacuation of the homeless population from the river area without viable options of a place to go, would cause them to relocate to neighborhood streets and parks.

The Public Hearing was opened at 3:30.

SCF's Joanna Project representative Gabriel Weighous said his church currently administers to the homeless people by the river and builds relationships. Mr. Weighous said he understands the challenge of the situation and requests somewhere be available for the people to go. His heart goes out to those who have fallen on hard times and have nowhere to go. The Joanna Project is willing to assist with the transition.

Boy Scout Morgan Dayes asked for additional information on what regulated camping at the river would include. City Manager Driscoll will discuss the situation with Mr. Dayes after the meeting.

Lynda Nelson with Nevada Land Trust and One Truckee River said this ordinance is a direct result of some of the work done by One Truckee River planning and they support a coordinated effort of the region, they are considerate of those living on the river and realize beds need to be available to the homeless prior to beginning the clean-up.

The Public Hearing was closed.

Mayor Martini thanked Mr. Weighous for the offer of assistance to those in need in the community.

A motion was made by Council Member Smith, seconded by Council Member Bybee, to adopt Bill No. 2704. Council Members Lawson, Smith, Bybee, Schmitt, YES. Council Member Ratti, NO. Motion carried 4-1.

11. Planning and Zoning Public Hearings and Action Items

11.1 Public hearing, consideration of and possible approval for Greenleaf Enterprises, Inc. to move a medical marijuana production facility from an approved location at 380 S. Rock Boulevard (previously 1825 Freeport Blvd.) to a location at 1675 Crane Way. (PCN15065) (FOR POSSIBLE ACTION) (Time: 3:09 p.m.)

An agenda item from Senior Planner Karen Melby on behalf of Greenleaf Enterprises Inc. recommending Council approve the request. Pursuant to NRS 453A.350, a medical marijuana establishment may apply to change location within the same local jurisdiction as its original approval. A local government may only approve such an application following a public hearing. There is no impact to the general fund.

The Public Hearing was opened at 3:12; no comments were received; the Public Hearing was closed.

A motion was made by Council Member Schmitt, seconded by Council Member Ratti, to approve the request from Greenleaf Enterprises, Inc. to relocate a medical marijuana production facility from 380 S. Rock Boulevard (previously 1825 Freeport Blvd.) to 1675 Crane Way. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

11.2 Public hearing, consideration of and possible action on a request for tentative and final approval of an amendment to the Copper Canyon Planned Development Handbook to revise development standards to allow for a gas station use on a site approximately 1,308 acres in size in the NUD (New Urban District) zoning district located east of Vista Boulevard at Salomon Circle, north of the Vista Boulevard interchange with I-80, Sparks, NV PCN16004. (FOR POSSIBLE ACTION) (Time: 3:58 p.m.)

An agenda item from Senior Planner Ian Crittenden, presented by Senior Planner Karen Melby on behalf of Copper Canyon Partners recommending Council approve an amendment to the Copper Canyon Planned Development Handbook to add "Gas Station" as a permitted use in the "Mixed Use" land use designation. Staff and the Planning Commission reviewed this item as a minor amendment and therefore recommend processing the tentative and final approvals of the handbook concurrently. There is no impact to the general fund.

The Public Hearing was opened at 4:02; no comments were received; the Public Hearing was closed.

A motion was made by Council Member Smith, seconded by Council Member Lawson, to approve a request for tentative and final approval of an amendment to the Copper Canyon Planned Development Handbook associated with PCN16004, adopting Findings PDa through PDg and the facts supporting those Findings as set forth in the staff report. Because the request includes final approval City Council will not require a bond at this time as stated in NRS 278A.490. Council Members Ratti, Lawson, Smith, Bybee, Schmitt, YES. Passed unanimously.

12. Closed Door Sessions

12.1 None

13. Comments

13.1 Comments from the Public (Time: 4:03 p.m.) - None

13.2 Comments from City Council and City Manager (Time: 4:03 p.m.)

City Manager Driscoll announced Committee vacancies and application periods as follows:

- Sparks Parks & Recreation, 2 members, 3 year term, open until close of business Friday, May 13, 2016
- Sparks Civil Service Commission, 1 member, 3 year term, open until close of business Friday, May 13, 2016
- Enterprise Fund Advisory Committee, 1 member from the construction industry, 4 year term, open until close of business April 29, 2016

14. Adjournment

Council was adjourned at 4:05 p.m.

ATTEST:

GENO R. MARTINI, Mayor

Teresa Gardner, City Clerk

>>>