



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, January 14, 2013

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

Call to Order (Time: 2:01 p.m.)

1. The regular meeting of the Sparks City Council was called to order by Mayor Geno Martini at 2:01 p.m.

2. Roll Call (Time: 2:01 p.m.)

Mayor Geno Martini, Council Members Julia Ratti, Ed Lawson, Ron Smith, Mike Carrigan, Ron Schmitt, City Manager Shaun Carey, City Attorney Chet Adams and City Clerk Teresa Gardner, PRESENT.

ABSENT: None

Staff Present: Steve Driscoll, Adam Mayberry, Kathy Clewett, Sheri Flynn, Kim Laber, Steve Keefer, Bob King, Donna DiCarlo, Francine Burge, Tracy Domingues, Rich Brown,

Invocation Speaker (Time: 2:02 p.m.)

The invocation was provided by Rajan Zed, President, Universal Society of Hinduism
Mayor Martini said Rajan Zed has provided prayer in 28 different cities in California in the past 3-5 months. The City of Sparks is fortunate to have Rajan visit us.

Pledge of Allegiance (Time: 2:05 p.m.)

The Pledge of Allegiance was led by City Manager Shaun Carey.

Comments from the Public (Time: 2:05 p.m.) - None

Approval of the Agenda (Time: 2:06 p.m.)

Consideration of taking items out of sequence, deleting items and adding items which require action upon a finding that an emergency exists.

Mayor Martini added an emergency item to the agenda per NRS 241.020 subsection 2 as General Business Item 6.6:

Consideration and possible ratification of Resolution No. 3233 declaring a disaster area and state of emergency in the City Of Sparks caused by mechanical failures at the Truckee Meadows Water Reclamation Facility. (FOR POSSIBLE ACTION)

A motion was made by Council Member Schmitt, seconded by Council Member Smith, to approve the agenda with the inclusion of the additional general business item 6.6. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt, YES. Passed unanimously.

3. Recommendation to Approve Minutes of December 10, 2012 (Time: 2:08 p.m.)

3.1 Consideration and possible approval of the minutes of the regular Sparks City Council Meeting for December 10, 2012

A motion was made by Council Member Smith, seconded by Council Member Ratti, to approve the minutes of the Regular Meeting of December 10, 2012 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: 2:08 p.m.)

4.1 City Clerk Oath of Office (Time: 2:08 p.m.)

Mayor Martini administered the Oath of Office to Teresa Gardner, City Clerk.

4.2 Proclamation: "Public Schools Week" (Time: 2:11 p.m.)

Mayor Martini proclaimed January 14-18, 2013 as "Public Schools Week" and encouraged all citizens to participate in the events planned by the Parent Leaders for Education. Jill Towles accepted the Proclamation and stated the group began in October of 2009 with 7 parents concerned with school standings and now they have over 1,000 on their email list. The website for additional information is www.educationpriority1.org.

4.3 Proclamation: "National Radon Action Month" (Time: 2:16 p.m.)

Mayor Martini proclaimed January 2013 as "National Radon Action Month" and acknowledged the University of Nevada Cooperative Extension, the Nevada State Health Division and the U.S. Environmental Protection Agency's support of efforts to encourage Americans to test their homes for radon, mitigate elevated levels of radon, and have new homes built with radon-reducing materials and features. Susan Howe of University of Nevada Cooperative Extension accepted the Proclamation. Additional information on radon testing is available at www.radonnv.com.

4.4 The 26th annual Hometowne Christmas Parade winners. Awards will be available at the meeting to be presented by the Mayor. Winners will be invited to accept the awards. (Time: 2:22 p.m.)

Mayor Martini thanked the sponsors of the 26th annual Hometowne Christmas Parade held December 8, 2012 and Squire Coca Cola for the toy drive which collected 1350 toys plus cash donations. Jeff Judd with Squire Coca Cola thanked the city for their support of the first year of the community toy drive.

Parade winners were presented with awards from Mayor Martini: Community Group: Souls Harbor Church; Vehicle: Washoe County Schools Classroom on Wheels, the "Cow Bus"; Costume Group: High Desert Steam; Animals: Lamas and More Association; Float: Cub Scout Pack #34; Marching Band: Tie: Mayor's Own Marching Band AND Envision Performing Arts.

5. Consent Items (Time: 2:29 p.m.)

A motion was made by Council Member Schmitt, seconded by Council Member Lawson, to approve the consent items 5.1 through 5.5 as submitted. 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 November 22, 2012 through December 26, 2012. (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 to purchase one Prodigy 14 passenger bus from Northwest Bus Sales Inc. in the amount of \$55,917.00. (FOR POSSIBLE ACTION)

An agenda item from Fleet and Facilities Manager Ron Korman recommending Council approve the 14 passenger bus to replace the 14 passenger van used to transport Community Services workers from the pickup location to the various work sites around the City on a daily basis. There is no impact to the general fund.

5.3 Consideration and possible approval to purchase four 2013 Chevrolet Caprice sedans, one 2013 2wd Tahoe and one 4wd Tahoe from Champion Chevrolet in the amount of \$193,412.50. (FOR POSSIBLE ACTION)

An agenda item from Fleet and Facilities Manager Ron Korman recommending Council approve the purchase of these four Chevrolet vehicles to replace six vehicles for the Police Department. There is no impact to the general fund.

5.4 Consideration and possible approval of an Interlocal Cooperative Agreement identifying operation, maintenance and financial responsibilities for traffic signals along Pyramid Way (SR 445) between the City of Sparks and Washoe County. (FOR POSSIBLE ACTION)

An agenda item from Transportation Manager Jon Ericson recommending Council approve the Interlocal Cooperative Agreement between the City of Sparks and Washoe County where the City would operate, maintain, and pay power for the traffic signal located at Highland Ranch Parkway / Sparks Boulevard and Pyramid Way (SR 445). The County would operate, maintain, and pay power for the traffic signal located at Eagle Canyon Drive / La Posada Drive and Pyramid Way (SR 445), and the pedestrian warning light on La Posada Drive for Sky Ranch Park. Estimated annual electricity costs are \$1,500.

5.5 Consideration and possible adoption of Resolution No. 3232 to augment the FY 12/13 Capital Projects and Special Revenue Funds budgets of the City of Sparks to provide budget for capital projects approved, but not completed in FY 11/12. (FOR POSSIBLE ACTION)

An agenda item from Budget Administrator Stacie Hemmerling recommending Council adopt the Resolution No. 3232 to allow for the re-appropriation of prior year budget authority for capital improvement projects that were approved in FY 11/12, but not completed. It will also provide budget authority to cover a higher than expected bid on the Golden Eagle Little League Park project. The procedures and requirements for budget augmentations are outlined in NRS 354.598005 and NAC 354.410. The augmentation request meets those requirements. There will

be a \$3,731,742 increase to FY 12/13 appropriations in various Capital Projects Funds and in the Muni Court Admin Assessment Special Revenue Fund.

6. General Business

6.1 Consideration and possible approval of the Mayor's recommendation of appointment to the Western Nevada Development District. (FOR POSSIBLE ACTION) (Time: 2:29 p.m.)

An agenda item from City Manager Shaun Carey recommending Council confirm the Mayor's appointment of Terrance Lee Howard to the Western Nevada Development District. Mr. Howard owns an automotive repair shop in Sparks, is involved in mining and is a native Sparks resident. Mr. Howard was recommended by Council Member Schmitt. There is no impact to the general fund.

A motion was made by Council Member Smith, seconded by Council Member Ratti, to confirm the Mayor's appointment of Terrance Lee Howard to the Western Nevada Development District. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt, YES. Passed unanimously.

6.2 Consideration and possible acceptance of the Spanish Springs Home Depot donation of 2,500 10-Year Smoke Alarms for the Sparks Fire Department Project SAFE Residential Smoke Alarm Program. (Time: 2:31 p.m.)

An agenda item from Fire Marshall Robert King recommending Council accept the donation of 2,500 10-year smoke alarms from the Spanish Springs Home Depot, along with Kidde Smoke Alarms and the National Fire Protection Association, for the Sparks Fire Department Project SAFE Residential Smoke Alarm Program. Mr. King expressed appreciation to the Home Depot for this donation and other community support. Home Depot Program Representative Mr. Damon Garrett thanked Council for accepting the donation.

A motion was made by Council Member Smith, seconded by Council Member Lawson, to accept the donation of 2,500 10-Year smoke alarms from the Spanish Springs Home Depot. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt, YES. Passed unanimously.

6.3 Consideration and possible approval of reimbursement to the City of Reno in the amount of \$444,834.72 for Sparks' share of a change order to Auburn Constructors, Inc. by the City of Reno for upgrades to the electrical system at Truckee Meadows Water Reclamation Facility (TMWRF). (FOR POSSIBLE ACTION) (Time: 2:37 p.m.)

An agenda item from Acting TMWRF Plant Manager Kim Laber recommending Council approve Sparks' share of the contract between the City of Reno and Auburn Constructors Inc. for a change order to replace electrical switch gear Sources A & B that failed in September/October 2012. It has been determined replacement of the switch gear is necessary rather than the original plan to repair. Electrical upgrades are required to ensure compliance with the Environmental Protection Agency permit and the health and safety of plant personnel. There is no impact to the general fund.

Council Member Schmitt stated his concern that the original contract was awarded to Auburn because of a paperwork error with the local low bidder and now the contract is being increased. Council Member Schmitt asked if this was an emergency and had to be replaced within the next 90 days. Mr. Laber said based on a decision from TMWRF staff, City of Reno, and City of

Reno's Legal Department, this is the direction necessary. Council Member Schmitt also stated there has been nearly \$10,000,000 of emergency repairs out of an \$18,000,000 reserve at TMWRF in the last 90 days. Mr. Laber stated staff completed a risk ranking of equipment and is aware of areas needing attention. Council Member Schmitt asked if the purchase of the equipment includes approximately \$76,000 that would not have to be paid if it was bought by the city. Repairs should be made in May 2013.

A motion was made by Council Member Carrigan, seconded by Council Member Smith, to approve reimbursement to the City of Reno for Sparks' share of the electrical upgrades change order in the amount of \$444,834.72. Sparks total reimbursement to Reno for this project will be \$1,585,228.33. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt, YES. Passed unanimously.

6.4 Discussion and possible approval of Resolution No. 3231 in support of the consolidated tax (CTX) bill draft (FOR POSSIBLE ACTION) (Time: 2:46 p.m.)

An agenda item from Community Relations Manager Adam Mayberry and Financial Services Director Jeff Cronk recommending Council approve Resolution No. 3231 which would allow the City Council to publicly support changes to the CTX formula as proposed in BDR 247, AB68. This bill draft is the result of an interim study required by AB71, chaired by Marilyn Kirkpatrick. Financial Services Director Jeff Cronk said the changes provide some consistency and stability, removing some of the volatility and may be beneficial to the city in the future. The formula itself was not changed.

A motion was made by Council Member Ratti, seconded by Council Member Lawson, to approve Resolution No. 3231 supporting BDR 247, now AB 68. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt, YES. Passed unanimously.

6.5 Discussion and possible approval of a Memorandum of Understanding on legislative cooperation by and among the local governments, affected government entities, service providers and other agencies in the Truckee Meadows Region (FOR POSSIBLE ACTION) (Time: 2:53 p.m.)

An agenda item from Community Relations Manager Adam Mayberry recommending Council approve a Memorandum of Understanding (MOU) between local governments and governing entities in the Truckee Meadows in order to encourage cooperation, collaboration, and communication during the 77th Session of the Nevada State Legislature. Council Member Schmitt said this has been done for the last 5 sessions and asked if a different outcome is expected because creation of the Resolution costs money and means nothing. Council Member Ratti said our legislative team is taking this Resolution seriously and intends to abide by it and she will give the other entities the benefit of the doubt. Mayor Martini said he believes this Resolution is the right thing to do. Council Member Carrigan said he agreed that we control our actions and is hopeful for a good Legislative session.

A motion was made by Council Member Carrigan, seconded by Council Member Ratti, to approve the Legislative Cooperation Memorandum of Understanding. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt, YES. Passed unanimously.

6.6 ADDITIONAL EMERGENCY AGENDA ITEM: Consideration and possible ratification of Resolution No. 3233 declaring a disaster area and state of

emergency in the City of Sparks caused by mechanical failures at the Truckee Meadows Water Reclamation Facility (FOR POSSIBLE ACTION) (Time: 2:59 p.m.)

An emergency agenda item to ratify Resolution No. 3233 declaring a disaster area and state of emergency in the City of Sparks due to conditions of extreme peril to the health, safety, and welfare of persons and property within the City of Sparks, the Truckee Meadows, and downstream, along with potential damage to the ecological well-being of the Truckee River watershed, caused by mechanical failures at the Truckee Meadows Water Reclamation Facility. It is anticipated that such events may result in a potential discharge of untreated sewage into the Truckee River and disruption of sanitary sewer services to citizens of the Truckee Meadows.

Deputy City Manager for Community Services Neil Krutz discussed the events that began the evening of Thursday January 10, 2013 regarding leaks in sewage lines which put TMWRF in serious risk in its ability to operate. Staff requested the Mayor declare a State of Emergency to allow emergency repair work to begin. There has been some success from repairs and a “pump around” to the treatment process has been initiated. Staff is continuing to work with a contractor to determine the necessary next steps.

Council Member Lawson asked how long TMWRF can operate without pumps and Mr. Krutz said the plant can continue for 8-10 hours before the system would back up. Council Member Smith clarified that 2 separate pipes have failed and asked if they need to be replaced. Mr. Krutz said that has not yet been determined. Council Member Smith corrected the first line of the Resolution to be “political” subdivision rather than “potential”. Council Member Schmitt asked about the cost of the repairs and Deputy City Manager for Community Services Neil Krutz said the total costs will not be known until the final determination of necessary repairs is complete. Council Member Schmitt asked the cost for 30 days of the pump around and Mr. Krutz said it is estimated to be \$150,000 - \$200,000 and a more detailed breakdown of costs is being prepared. Council Member Schmitt also asked what the balance of reserves at TMWRF and Mr. Krutz said he will work with the finance department to get that information and distribute it to Council.

City Manager Shaun Carey said the city is conscious of the treatment plant budget and has dealt with two very catastrophic emergencies in close proximity, which has never happened before. Staff has communicated with Reno and has reviewed finances and does have the ability to continue operations of the plant through these emergencies. Staff is keeping the taxpayers financial interest in mind as they work very hard to overcome the challenges presented. City Manager Carey asked the Council to support this Declaration and to know that staff is doing all it can to get the plant operational and making the right decisions.

Council Member Ratti asked for clarification on the joint ownership and how it affects the State of Emergency. Deputy City Manager for Community Services Neil Krutz said because the City of Sparks is responsible for operations it is considered a Sparks’ emergency. Reno staff has been working alongside of Sparks’ staff. Mr. Krutz is not aware of any actions of the Reno Council. Council Member Ratti commended staff and other entities for the work they are doing.

A motion was made by Council Member Ratti, seconded by Council Member Smith, to ratify Resolution No. 3233 declaring a disaster area and state of emergency in the City of Sparks caused by mechanical failures at the Truckee Meadows Water Reclamation Facility. 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

8.1 PCN12029- Consideration of and possible action on to amend a final planned development handbook (Kiley Ranch North Phase 3) found not in conformance with the tentative handbook to change land use designation from 12.01 acres of HR (High Residential) and 29.8 acres of NC (Neighborhood Commercial) to CC (Community Commercial) and to revise development standards and other matters properly relating thereto, on a site totaling approximately 101.4 acres in size in NUD (New Urban District) zoning district located east of Pyramid Way between Lazy Five Parkway and Sparks Boulevard. (FOR POSSIBLE ACTION) (Time: 3:16 p.m.)

An agenda item from Rising Tides, LLC and Senior Planner Karen Melby recommending Council approve the final planned development handbook amendment. The Planning Commission also recommends approval. The applicant is requesting to amend the Phase 3 Handbook for Kiley Ranch North, add 41.7 acres, and amend the land use designations from 12.01 acres of High Residential (HR) and 29.8 acres of NC (Neighborhood Commercial) to CC (Community Commercial). The applicant is requesting to amend the Phase 3 Handbook because they have a buyer who wants locate a hospital and/or medical campus on approximately 40 acres of the 101.4 acres within Phase 3. There is no impact to the general fund.

Council Member Lawson disclosed that Young Electric Sign Company has helped with the signage design for Renown Health and he does not receive any financial benefit from it so he does not feel it will have any influence on this decision. Council Carrigan asked if this action will trigger the additional traffic signal and Senior Planner Melby said it will not.

Melissa Landell with Wood Rodgers worked on this handbook and was available for any questions. Council Member Schmitt stated support of this project. Council Member Lawson said this is exactly the type of economic development we encourage. Council Member Smith asked the applicant when the development is planned and was told Renown will continue to monitor the growth in the valley and will move forward with a phased development when justified.

A motion was made by Council Member Schmitt, seconded by Council Member Lawson, to approve on the final handbook amendment associated with PCN12029 (Kiley Ranch North Planned Development Phase 3) based on the facts supporting these findings as set forth in the staff report. Council Members Ratti, Lawson, Smith, Carrigan, Schmitt, YES. Passed unanimously.

9. Closed Door Sessions - None

10. Comments

10.1 Comments from City Council and City Manager (Time: 3:24 p.m.)

Council Member Ratti introduced Ben Benson who is working on his citizenship badge which is part of his final steps to earn Eagle Scout. Mr. Benson worked on a project for homebound seniors.

10.2 Comments from the Public (Time: 3:25 p.m.)

11. Adjournment (Time: 3:25 p.m.)
Council was adjourned at 3:25 p.m.

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