

## RESOLUTION NO. 6

### Sparks Tourism Facility and Revitalization Steering Committee

CONSIDERATION OF AND POSSIBLE ADOPTION OF RESOLUTION NO. 6 ADVISING THE CITY COUNCIL OF THE CITY OF SPARKS CONCERNING CERTAIN PROJECTS AND CAPITAL IMPROVEMENTS (COMMISSIONED ART PIECE AND ASSOCIATED ARTWORKS AND SITE ENHANCEMENTS) AND THE EXPENDITURE OF TRANSIENT LODGING TAX PROCEEDS (AN AMOUNT NOT-TO-EXCEED \$150,000); CONCERNING ACTION TAKEN THEREON BY THE COMMITTEE; AND APPROVING CERTAIN DETAILS IN CONNECTION THEREWITH. (FOR POSSIBLE ACTION)

**WHEREAS**, the Sparks Tourism Facility and Revitalization Committee (the "Committee") is a political subdivision of the State of Nevada created pursuant to Chapter 432, Statutes of Nevada, as amended by AB 205 of the 2003 Legislative Session of the State of Nevada (the "Project Act"); and

**WHEREAS**, a tax at the rate of 2.5 percent of the gross receipts from the rental of transient lodging has been imposed in the City of Sparks (the "City"), pursuant to Section 6.6 of the Project Act (the "Lodging Tax"); and

**WHEREAS**, pursuant to Section 6.9 of the Project Act, the Committee initially developed a master plan to guide expenditures of the Lodging Tax in 2004 and amended it in 2008 and again in 2016 (the "2016 Master Plan"), that identifies:

- (1) proposed projects or capital improvements that the Committee determines to be advisable to promote tourism in Washoe County; and
- (2) the method or methods pursuant to which the proposed projects and capital improvements so identified will be financed; and

**WHEREAS**, the 2016 Master Plan proposes the acquisition and installation, over a period of years, of a collection of artworks that increases awareness of and the appeal of Victorian Square for both visitors and local residents while contributing to the revitalization of Victorian Square; and

**WHEREAS**, the Sparks Arts and Culture Advisory Committee has recommended that the City of Sparks commission a permanent work of art for Victorian Square's plaza area, and a location directly south of the plaza on Victorian Avenue has been identified as an appropriate location for such an art piece;

**WHEREAS**, the Committee's approval of Lodging Tax proceeds for the proposed work of art would enable the City Council to authorize seeking matching grant funding for the work of art and subsequently expend Lodging Tax proceeds to commission, acquire and install the work of art and associated complementary artworks and site enhancements;

**WHEREAS**, the 2016 Master Plan identifies the acquisition of public art, through purchase, lease or by loan, as appropriate for the use of Lodging Tax proceeds; and

**WHEREAS**, pursuant to Section 6.7.2 of the Project Act, the City Council of the City, before expending any proceeds of the Lodging Tax, must obtain the advice and recommendations of the Committee concerning such expenditure of the Lodging Tax; and

**WHEREAS**, the staff of the City have submitted a staff report (the "Staff Report") requesting (1) that the Committee provide advice and recommendations that the proposed project and capital improvements are intended to attract and expand tourism if they are used for retail, entertainment, recreational, scientific, cultural, historic or artistic purposes, (2) that the Committee provide advice and recommendations to the City Council of the City concerning the proposed expenditure of the proceeds of the Lodging Tax as described in the 2016 Master Plan and the Staff Report for (i) proposed projects and capital improvements that may be paid for with Lodging Tax proceeds, and (ii) the method or methods pursuant to which the eligible projects and capital improvements will be financed; and

**WHEREAS**, pursuant to Section 6.9 of the Project Act, projects and capital improvements must be approved by a two-thirds vote of the members of the Committee and must be located in that portion of the Sparks Town Center Project identified as Victorian Square or any other portion of the Sparks Town Center Project if the proposed project or capital improvement provides a direct benefit to a project or capital improvement located within Victorian Square, as determined by the Committee.

**NOW, THEREFORE, BE IT RESOLVED BY THE SPARKS TOURISM FACILITY AND REVITALIZATION STEERING COMMITTEE, NEVADA:**

**Section 1.** This resolution shall be known as the "Resolution No. 6" (the "Resolution").

**Section 2.** The Committee hereby adopts the advice and recommendations contained in the Staff Report attached hereto.

**Section 3.** The Committee hereby determines that all projects and capital improvements identified in the 2016 Master Plan, subject to any stipulations contained therein, and City permitting requirements are advisable to promote tourism in Washoe County.

**Section 4.** The Committee hereby advises and recommends to the City Council that it approve an appropriation of \$150,000 of Lodging Tax proceeds to seek matching grant funding for a permanent work of art for Victorian Square and subsequently expend this funding to commission, acquire and install the work of art and associated complementary artworks and site enhancements, as described in the Staff Report.

**Section 5.** The Committee, and the officers thereof, are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution.

**Section 6.** All bylaws, orders, resolutions or parts thereof in conflict with this Resolution are hereby repealed. This repealer shall not be construed to revive any bylaw, order, resolution or part thereof heretofore repealed.


**Section 7.** If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity of unenforceability of the section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

**Section 8.** This Resolution shall become effective and be in force immediately upon its adoption.

ADOPTED AND APPROVED BY A VOTE OF AT LEAST TWO-THIRDS OF THE SPARKS TOURISM FACILITY AND REVITALIZATION STEERING COMMITTEE THIS 24<sup>th</sup> day of March, 2021.

  
Charlene Bybee, Chairperson

Attest:

  
Janet Stout, Secretary

STATE OF NEVADA            )  
  )  
COUNTY OF WASHOE       ) ss.  
  )  
SPARKS TOURISM FACILITY   )  
AND REVITALIZATION        )  
STEERING COMMITTEE)        )

I am the Secretary of the Sparks Tourism Facility and Revitalization Steering Committee (the "Committee"), and do hereby certify:

1. The foregoing pages are a full and correct copy of a Resolution No. 6 (the "Resolution").
2. At the March 24, 2021 meeting of the Committee, the Resolution was passed and adopted. The members of the Committee voted on the passage of the Resolution and were present at such meeting as follows:

AYES: Bybee, Lawson, Sterbens, and Keel

NAYS: None  
ABSENT: None  
ABSTAIN: None

3. All members of the Committee were given due and proper notice of such meeting.  
4. Public notice of such meeting was given and such meeting was held and conducted in full compliance with the provisions of NRS 241.023 and State of Nevada Declaration of Emergency Directive 006. A copy of the notice of meeting containing the time, place, location and an excerpt from the agenda for the meeting relating to the Resolution, as posted at least 3 working days in advance of the meeting on the Committee's website, if any, at the Committee's office and at:

- (i) Sparks City Hall  
431 Prater Way  
Sparks, Nevada
- (ii) Sparks Legislative Building  
745 4<sup>th</sup> Street  
Sparks, Nevada
- (iii) State of Nevada  
Public Notice website

5. Prior to 9:00 a.m. at least 3 working days before such meeting, such notice was mailed to each person, if any, who has requested notice of meetings of the Committee in compliance with NRS 241.020(3) by United States Mail, or if feasible and agreed to by the requestor, by electronic mail.

IN WITNESS WHEREOF, I have hereunto set my hand this 24<sup>th</sup> day of March, 2021.



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Janet Stout  
Secretary

Sparks Tourism Facility and Revitalization  
Steering Committee