



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, April 10, 2017**  
**City Council Chambers, Legislative Building, 745 Fourth Street, Sparks, Nevada**

**1. Call to Order** (Time: 2:02 p.m.)

The regular meeting of the Sparks City Council was called to order by Mayor Geno Martini at 2:02 p.m.

**2. Roll Call** (Time: 2:02 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: 2:03 p.m.)

The invocation was provided by Pastor Barb West, Sparks Church of the Nazarene.

**3.2 Pledge of Allegiance** (Time: 2:04 p.m.)

The Pledge of Allegiance was led by Council Member Smith.

**4. Public Comment** (Time: 2:02 p.m.)

Ben Elliot, Vice President of the Reno Tahoe Aviation Group, spoke in support of appointing Shaun Carey to the Reno-Tahoe Airport Authority Board of Trustees. John Howitt, a commercial pilot and flight instructor spoke in support of appointing Shaun Carey to the Reno-Tahoe Airport Authority Board of Trustees.

Jackson Sourwine of 39 North gave an update of upcoming events within the City of Sparks and a few of their accomplishments during the last three years.

Ardena Perry spoke in opposition of AB432. Attorney Jason Guinasso spoke in opposition of recreational marijuana sales, asking the City Council to wait until after Legislature before moving forward with deciding policy on recreational marijuana cultivation and sales.

**5. Agenda** (Time: 2:20 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 Smith, seconded by Council Member Lawson, to approve the agenda as submitted. Council Members Abbott, Lawson, Smith, Bybee, Dahir, YES. Passed unanimously.

**6. Minutes (Time: 2:21 p.m.)**

**6.1 Consideration and possible approval of the minutes of the regular Sparks City Council meeting of March 27, 2017. (FOR POSSIBLE ACTION)**

A motion was made by Council Member Lawson, seconded by Council Member Dahir, to approve the minutes of the regular Sparks City Council meeting of March 27, 2017. Council Members Abbott, Lawson, Smith, Bybee, Dahir, YES. Passed unanimously.

**7. Announcements, Presentations, Recognition Items and Items of Special Interest (Time: 2:21 p.m.)**

**7.1 Proclamation: Fair Housing Month (Time: 2:21 p.m.)**

Mayor Martini proclaimed April, 2017 as Fair Housing Month. April is the 49<sup>th</sup> anniversary of the Federal Fair Housing Act. The Proclamation was presented to City of Sparks Housing Specialist George Graham and Roberto Ortiz, Director of Programs for the Silver State Fair Housing Council.

**7.2 Proclamation: Donate Life Month & Wear Blue and Green Day (Time: 2:27 p.m.)**

Mayor Martini proclaimed the month of April as Donate Life Month and Friday, April 21, 2017 as Wear Blue & Green Day. Mayor Marini urged all citizens and businesses to show their support in commemorating this day by honoring organ donations and wearing the colors blue and green and/or decorating windows, doors or displaying the colors on a marquee. The Proclamation was presented to Candee Candler, Community Development Liaison at Donor Network West.

**7.3 Proclamation: Public Safety Telecommunications Week (Time: 2:31 p.m.)**

Mayor Martini proclaimed April 9-15 as Public Safety Telecommunications Week, joining with the City Council in acknowledging and thanking the City of Sparks' Public Safety Dispatchers David Brown, Stephanie Buck, Lisa Buckles, Shelley Burkhart, Maureen Dyette, Mary Hail, Mary Holbrook, Christopher Luciano, Lydia McCoy, Mieka McGhin, Lori Montelatici, Melissa Nabong, Rebecca Ormsby, Nancy Owens, Lisa Rose-Brown, Cherie Terry, and Denise Wagner. Police Chief Brian Allen introduced and the Proclamation was presented to Lisa Rose-Brown, Mary Holbrook, and Lori Montelatici.

AGENDA ITEM 9.4 WAS HEARD AT THIS TIME.

**8. Consent Items (FOR POSSIBLE ACTION) (Time: 2:44 p.m.)**

A motion was made by Council Member Lawson, seconded by Council Member Dahir, to approve consent items 8.1 through 8.20 as submitted. Council Members Abbott, Lawson, Smith, Bybee, Dahir, YES. Passed unanimously.

**8.1 Report of Claims and Bills approved for payment and appropriation transfers for the period March 9, 2017 through March 22, 2017. (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 Final Map for Kiley Ranch Village 38 – Phase 2 Subdivision. (FOR POSSIBLE ACTION)**

An agenda item from City Engineer Jon Ericson recommending Council approve the final map. The Kiley Ranch Village 38 – Phase 2 Subdivision is a continuation of the Kiley Ranch North New Urban District and will be generally located east of Sparks Boulevard, south of Kiley Parkway and west of Henry Orr Parkway. This subdivision will create 44 residential lots on 5.80 acres. The developer will be Jenuane Communities Kiley Ranch, LLC. There is no impact to the general fund.

**8.3 Consideration and possible approval to purchase two vehicles from Carson Dodge in the amount of \$59,335.50. (FOR POSSIBLE ACTION)**

An agenda item from Public Works Manager Ron Korman recommending Council approve the purchase of a Ram 1500 Quad Cab and a Ram 3500 Standard Cab SRW 4x2 w/ utility body. The first vehicle is a replacement for #2101 for the Police Department which was destroyed in an accident. The second vehicle will be a replacement vehicle utilized for maintenance of the existing effluent system. This vehicle has reached the end of its scheduled service life. The utility truck will be reevaluated to see if it can serve as a reserve vehicle. The city will utilize the “joinder” provision allowed under NRS 332.115, and purchase these vehicles utilizing the state of Nevada vehicle bid. Utilizing existing bids have historically been the most competitive. Utilizing the “joinder” provision allows the city to precisely define the vehicles needed while foregoing the need to formally bid the item. Funds are budgeted in the motor vehicle fund; there is no impact to the general fund.

**8.4 Consideration and possible approval of an application for Sartini Gaming, LLC, a subsidiary of Golden Gaming LLC, dbat The Elbow Room located at 2002 Victorian Ave., Sparks, Nevada submitted by Mr. Stephen Anthony Arcana. (FOR POSSIBLE ACTION)**

An agenda item from Police Chief Brian Allen on behalf of Mr. Stephen Anthony Arcana recommending Council approve Mr. Arcana’s application for a gaming license contingent upon the location being inspected and approved by every city, county, district, and state agency having jurisdiction over the matter and upon fingerprints being returned from the FBI/CJIS that do not reflect any disqualifying arrests/convictions. There is an estimated increase of \$300 per quarter to the general fund.

**8.5 Consideration and possible approval of an application for Sartini Gaming, LLC, a subsidiary of Golden Gaming LLC, dbat Smith’s Food & Drug #357 located at 1255 Baring Blvd., Sparks, NV submitted by Mr. Stephen Anthony Arcana. (FOR POSSIBLE ACTION)**

An agenda item from Police Chief Brian Allen on behalf of Mr. Stephen Anthony Arcana recommending Council approve Mr. Arcana’s application for a gaming license contingent upon the location being inspected and approved by every city, county, district, and state agency having jurisdiction over the matter and upon fingerprints being returned from the FBI/CJIS that do not

reflect any disqualifying arrests/convictions. There is an estimated increase of \$450 per quarter to the general fund.

**8.6 Consideration and possible approval of an application for Sartini Gaming, LLC, a subsidiary of Golden Gaming LLC, dbat David's Bar & Grill located at 6590 N. Wingfield Parkway, Sparks, NV submitted by Mr. Stephen Anthony Arcana. (FOR POSSIBLE ACTION)**

An agenda item from Police Chief Brian Allen on behalf of Mr. Stephen Anthony Arcana recommending Council approve Mr. Arcana's application for a gaming license contingent upon the location being inspected and approved by every city, county, district, and state agency having jurisdiction over the matter and upon fingerprints being returned from the FBI/CJIS that do not reflect any disqualifying arrests/convictions. There is an estimated increase of \$450 per quarter to the general fund.

**8.7 Consideration and possible approval of an application for Sartini Gaming, LLC, a subsidiary of Golden Gaming LLC, dbat Citi Mart located at 91 E. Prater Way, Sparks, NV submitted by Mr. Stephen Anthony Arcana. (FOR POSSIBLE ACTION)**

An agenda item from Police Chief Brian Allen on behalf of Mr. Stephen Anthony Arcana recommending Council approve Mr. Arcana's application for a gaming license contingent upon the location being inspected and approved by every city, county, district, and state agency having jurisdiction over the matter and upon fingerprints being returned from the FBI/CJIS that do not reflect any disqualifying arrests/convictions. There is an estimated increase of \$120 per quarter to the general fund.

**8.8 Consideration and possible approval of an application for Sartini Gaming, LLC, a subsidiary of Golden Gaming LLC, dbat Lisa Mae's G Street Saloon located at 2285 G Street, Sparks, Nevada submitted by Mr. Stephen Anthony Arcana. (FOR POSSIBLE ACTION)**

An agenda item from Police Chief Brian Allen on behalf of Mr. Stephen Anthony Arcana recommending Council approve Mr. Arcana's application for a gaming license contingent upon the location being inspected and approved by every city, county, district, and state agency having jurisdiction over the matter and upon fingerprints being returned from the FBI/CJIS that do not reflect any disqualifying arrests/convictions. There is an estimated increase of \$240 per quarter to the general fund.

**8.9 Consideration and possible approval of an application for Sartini Gaming, LLC, a subsidiary of Golden Gaming LLC, dbat Sparks Lounge located at 1237 Baring Blvd., Sparks, Nevada submitted by Mr. Stephen Anthony Arcana. (FOR POSSIBLE ACTION)**

An agenda item from Police Chief Brian Allen on behalf of Mr. Stephen Anthony Arcana recommending Council approve Mr. Arcana's application for a gaming license contingent upon the location being inspected and approved by every city, county, district, and state agency having jurisdiction over the matter and upon fingerprints being returned from the FBI/CJIS that do not reflect any disqualifying arrests/convictions. There is an estimated increase of \$450 per quarter to the general fund.

**8.10 Consideration and possible approval of an application for Sartini Gaming, LLC, a subsidiary of Golden Gaming LLC, dbat 7-11 #33023 located at 1400 East Prater Way, Sparks, Nevada submitted by Mr. Stephen Anthony Arcana. (FOR POSSIBLE ACTION)**

An agenda item from Police Chief Brian Allen on behalf of Mr. Stephen Anthony Arcana recommending Council approve Mr. Arcana's application for a gaming license contingent upon the location being inspected and approved by every city, county, district, and state agency having jurisdiction over the matter and upon fingerprints being returned from the FBI/CJIS that do not reflect any disqualifying arrests/convictions. There is an estimated increase of \$150 per quarter to the general fund.

**8.11 Consideration and possible approval of an application for Sartini Gaming, LLC, a subsidiary of Golden Gaming LLC, dbat Gold Midget Market located at 128 Victorian Avenue, Sparks, Nevada submitted by Mr. Stephen Anthony Arcana. (FOR POSSIBLE ACTION)**

An agenda item from Police Chief Brian Allen on behalf of Mr. Stephen Anthony Arcana recommending Council approve Mr. Arcana's application for a gaming license contingent upon the location being inspected and approved by every city, county, district, and state agency having jurisdiction over the matter and upon fingerprints being returned from the FBI/CJIS that do not reflect any disqualifying arrests/convictions. There is an estimated increase of \$120 per quarter to the general fund.

**8.12 Consideration and possible approval of an application for Sartini Gaming, LLC, a subsidiary of Golden Gaming LLC, dbat AM PM #82385 located at 1701 Victorian Avenue, Sparks, Nevada submitted by Mr. Stephen Anthony Arcana. (FOR POSSIBLE ACTION)**

An agenda item from Police Chief Brian Allen on behalf of Mr. Stephen Anthony Arcana recommending Council approve Mr. Arcana's application for a gaming license contingent upon the location being inspected and approved by every city, county, district, and state agency having jurisdiction over the matter and upon fingerprints being returned from the FBI/CJIS that do not reflect any disqualifying arrests/convictions. There is an estimated increase of \$90 per quarter to the general fund.

**8.13 Consideration and possible approval of an application for Sartini Gaming, LLC, a subsidiary of Golden Gaming LLC, dbat Paddy & Irene's located at 906 Victorian Avenue #A, Sparks, Nevada submitted by Mr. Stephen Anthony Arcana. (FOR POSSIBLE ACTION)**

An agenda item from Police Chief Brian Allen on behalf of Mr. Stephen Anthony Arcana recommending Council approve Mr. Arcana's application for a gaming license contingent upon the location being inspected and approved by every city, county, district, and state agency having jurisdiction over the matter and upon fingerprints being returned from the FBI/CJIS that do not reflect any disqualifying arrests/convictions. There is an estimated increase of \$300 per quarter to the general fund.

**8.14 Consideration and possible approval of an application for Sartini Gaming, LLC, a subsidiary of Golden Gaming LLC, dbat Navjots Discount Liquor located at 545 Nichols Blvd., Sparks, Nevada submitted by Mr. Stephen Anthony Arcana. (FOR POSSIBLE ACTION)**

An agenda item from Police Chief Brian Allen on behalf of Mr. Stephen Anthony Arcana recommending Council approve Mr. Arcana's application for a gaming license contingent upon the location being inspected and approved by every city, county, district, and state agency having jurisdiction over the matter and upon fingerprints being returned from the FBI/CJIS that do not reflect any disqualifying arrests/convictions. There is an estimated increase of \$90 per quarter to the general fund.

**8.15 Consideration and possible approval of an application for Sartini Gaming, LLC, a subsidiary of Golden Gaming LLC, dbat CVS Pharmacy #9965 located at 680 North McCarran Blvd., Sparks, Nevada submitted by Mr. Stephen Anthony Arcana. (FOR POSSIBLE ACTION)**

An agenda item from Police Chief Brian Allen on behalf of Mr. Stephen Anthony Arcana recommending Council approve Mr. Arcana's application for a gaming license contingent upon the location being inspected and approved by every city, county, district, and state agency having jurisdiction over the matter and upon fingerprints being returned from the FBI/CJIS that do not reflect any disqualifying arrests/convictions. There is an estimated increase of \$390 per quarter to the general fund.

**8.16 Consideration and possible approval of an application for Sartini Gaming, LLC, a subsidiary of Golden Gaming LLC, dbat Food Maxx #7225 located at 565 East Prater Way, Sparks, Nevada submitted by Mr. Stephen Anthony Arcana. (FOR POSSIBLE ACTION)**

An agenda item from Police Chief Brian Allen on behalf of Mr. Stephen Anthony Arcana recommending Council approve Mr. Arcana's application for a gaming license contingent upon the location being inspected and approved by every city, county, district, and state agency having jurisdiction over the matter and upon fingerprints being returned from the FBI/CJIS that do not reflect any disqualifying arrests/convictions. There is an estimated increase of \$360 per quarter to the general fund.

**8.17 Consideration and possible approval of an application for Sartini Gaming, LLC, a subsidiary of Golden Gaming LLC, dbat Raley's #102 located at 2895 North McCarran Blvd., Sparks, Nevada submitted by Mr. Stephen Anthony Arcana. (FOR POSSIBLE ACTION)**

An agenda item from Police Chief Brian Allen on behalf of Mr. Stephen Anthony Arcana recommending Council approve Mr. Arcana's application for a gaming license contingent upon the location being inspected and approved by every city, county, district, and state agency having jurisdiction over the matter and upon fingerprints being returned from the FBI/CJIS that do not reflect any disqualifying arrests/convictions. There is an estimated increase of \$390 per quarter to the general fund.

**8.18 Consideration and possible approval of an application for Sartini Gaming, LLC, a subsidiary of Golden Gaming LLC, dbat Safeway #2656 located at 2858 Vista Blvd., Sparks, Nevada submitted by Mr. Stephen Anthony Arcana. (FOR POSSIBLE ACTION)**

An agenda item from Police Chief Brian Allen on behalf of Mr. Stephen Anthony Arcana recommending Council approve Mr. Arcana's application for a gaming license contingent upon the location being inspected and approved by every city, county, district, and state agency having jurisdiction over the matter and upon fingerprints being returned from the FBI/CJIS that do not

reflect any disqualifying arrests/convictions. There is an estimated increase of \$450 per quarter to the general fund.

**8.19 Consideration and possible approval of an application for Sartini Gaming, LLC, a subsidiary of Golden Gaming LLC, dbat Raley's #110 located at 2389 Wingfield Hills, Sparks, Nevada submitted by Mr. Stephen Anthony Arcana. (FOR POSSIBLE ACTION)**

An agenda item from Police Chief Brian Allen on behalf of Mr. Stephen Anthony Arcana recommending Council approve Mr. Arcana's application for a gaming license contingent upon the location being inspected and approved by every city, county, district, and state agency having jurisdiction over the matter and upon fingerprints being returned from the FBI/CJIS that do not reflect any disqualifying arrests/convictions. There is an estimated increase of \$300 per quarter to the general fund.

**8.20 Consideration and possible approval of an application for Sartini Gaming, LLC, a subsidiary of Golden Gaming LLC, dbat Quik Stop #170 located at 125 Salomon Court, Sparks, Nevada submitted by Mr. Stephen Anthony Arcana. (FOR POSSIBLE ACTION)**

An agenda item from Police Chief Brian Allen on behalf of Mr. Stephen Anthony Arcana recommending Council approve Mr. Arcana's application for a gaming license contingent upon the location being inspected and approved by every city, county, district, and state agency having jurisdiction over the matter and upon fingerprints being returned from the FBI/CJIS that do not reflect any disqualifying arrests/convictions. There is an estimated increase of \$210 per quarter to the general fund.

**9. General Business**

**9.1 Consideration, discussion and possible appointment of a City Council member to the Regional Animal Services Advisory Board from the following pool of applicants listed in alphabetical order: Donald Abbott, Charlene Bybee, Kristopher Dahir, Ed Lawson and Ron Smith. (FOR POSSIBLE ACTION)  
(Time: 2:45 p.m.)**

An agenda item from Assistant City Manager Neil Krutz recommending Council appoint a member to represent the city on the Regional Animal Services Advisory Board. The Washoe County Commission created an Animal Services Advisory Board, through adoption of an ordinance, on August 23, 2016. The animal services advisory board consists of seven members, all residents of Washoe County, one member from each of the following groups:

- (a) a veterinarian or veterinary technician licensed to practice in Nevada, and who is not employed by Washoe County;
- (b) a real estate or business professional with knowledge or experience related to homeowners' associations, business organizations and/or financial operations;
- (c) a representative of a humane or rescue organization;
- (d) an individual with an interest in promoting the health and safety of animals in Washoe County;
- (e) an elected member of the Washoe County Board of County Commissioners;
- (f) an elected member of the Reno City Council;
- (g) an elected member of the Sparks City Council.

The members listed as (a)-(e) are appointed by Washoe County Board of County Commissioners. The elected members from the Reno and Sparks' City Councils are appointed by and serve at the pleasure of each respective City Council. Washoe County code is silent on the topic of alternate member selection. There is no impact to the general fund.

A motion was made by Council Member Abbott, seconded by Council Member Lawson, to appoint Council Member Bybee to the Regional Animal Services Advisory Board. Council Members Abbott, Lawson, Smith, Bybee, Dahir, YES. Passed unanimously.

**9.2 Consideration, discussion and possible approval of the Mayor's recommendation of an appointment to the Truckee River Fund Advisory Committee (from the following pool of applicants listed in alphabetical order: Ron Penrose). (FOR POSSIBLE ACTION) (Time: 2:54 p.m.) (Heard After Item 9.3)**

An agenda item from City Manager Stephen Driscoll recommending Council confirms the Mayor's appointment to the Truckee River Fund Advisory Committee. The Truckee River Fund, an advisory fund administered by the Community Foundation of Western Nevada, was established in 2005 for the purpose of protecting the Truckee River and its tributaries. The advisory committee meets quarterly to consider projects for funding, review completed project reports, and hear reports about work being done to protect and enhance the Truckee River. Mr. Tom Swan recently resigned after 12 years of dedicated service. There is no impact to the general fund.

A motion was made by Council Member Smith, seconded by Council Member Abbott, to confirm the Mayor's appointment of Ron Penrose to the Truckee River Fund Advisory Committee. Council Members Abbott, Lawson, Smith, Bybee, Dahir, YES. Passed unanimously.

**9.3 Consideration and possible approval of the Mayor's recommendation of an appointment to the Reno-Tahoe Airport Authority Board of Trustees from the following pool of applicants listed in alphabetical order: Jeff Bowling; Shaun Carey; Katie Jo Cromeenes; David Shocket. (FOR POSSIBLE ACTION) (Time: 2:51 p.m.) (Heard After Item 9.1)**

An agenda item from City Manager Stephen Driscoll recommending Council confirm the Mayor's appointment to the Reno-Tahoe Airport Authority Board of Trustees. The City of Sparks had a vacancy for an appointment to serve a partial term on the Reno-Tahoe Airport Authority Board of Trustees, replacing Mr. Adam Mayberry who resigned from the city on April 3, 2017 and is leaving the area. The term of this appointment expires on June 30, 2019. Announcements of this vacancy was made at the March 13th and 27th council meetings. There is no impact to the general fund.

A motion was made by Council Member Lawson, seconded by Council Member Abbott, to confirm the Mayor's appointment of Shaun Carey to the Reno-Tahoe Airport Authority Board of Trustees. Council Members Abbott, Lawson, Smith, Bybee, Dahir, YES. Passed unanimously.

**9.4 Consideration and possible acceptance of gifts from citizens for purchase of bullet resistant vests for two Sparks Police Department police service dogs. (FOR POSSIBLE ACTION) (Time: 2:39 p.m.) (Heard after agenda item 7.3)**

An agenda item from Police Chief Brian Allen recommending Council accept the gifts from the citizens. The Police Department had contact with citizens who wished to provide funding for the purchase of bullet resistant vests for two police service dogs. Each vest costs \$1,085 dollars and is



custom fit to each K-9. The citizens contacted the Sparks Police Department of their own volition to make these donations. Dr. John Crumley and his wife Juleanne wish to donate funds to be used to purchase K-9 Rox's vest. Bruce Jacobson and Gloria Derby wish to donate the funds to purchase K-9 Hitch's vest. There is no impact to the general fund.

A motion was made by Council Member Bybee, seconded by Council Member Smith, to accept funds from citizens to purchase bullet resistant vests for two police service dogs. Council Members Abbott, Lawson, Smith, Bybee, Dahir, YES. Passed unanimously.

**9.5 Consideration and possible direction to the City Manager for possible amendments to Title 5 and Title 20 of the Sparks Municipal Code regarding the operations, sales and taxing of recreational marijuana in the City of Sparks. (FOR POSSIBLE ACTION) (Time: 2:56 p.m.)**

An agenda item from Development Services Manager Karen Melby and Assistant Community Services Director Armando Ornelas recommending Council provide direction to the City Manager on how to proceed with cultivation, production, testing and sales of recreational marijuana in the City of Sparks. Ms. Melby discussed the timelines and options for the City Council to consider.

Staff presented questions for the Council to consider. The first question was does the City Council want to permit the sale, cultivation, production, testing and distribution of recreational marijuana in Sparks? Or a combination of these uses such as only cultivation, production, testing or distribution? The second question was should the City Council adopt a moratorium for licensing of Recreational Marijuana Establishments (RMEs) to permit the City Manager time to write the regulations for operation and taxing?

The six alternatives provided by staff for the Council to consider are:

1. City Council could establish the policy of not allowing RMEs within the City of Sparks.
2. City Council could establish the policy of not allowing existing Medical Marijuana Establishments (MMEs) to expand their operations into recreational marijuana establishments within the City of Sparks. This process would also require the preparation of a business impact statement and the public comment period.
3. City Council could direct the City Manager to prepare code amendments that permit only limited existing medical marijuana operations to expand into RMEs such as cultivation, production and testing while not allowing sales. This process would also require the preparation of a business impact statement and the public comment period.
4. City Council could direct the City Manager to prepare code amendments to permit all existing MMEs in Sparks to add recreational marijuana operations. This process would also require the preparation of a business impact statement and the public comment period.
5. City Council could direct the City Manager to prepare a moratorium for future City Council consideration, to allow the City Manager time to prepare regulations for RMEs. This process would also require the preparation of a business impact statement and the public comment period.
6. City Council could direct the City Manager to wait for the final State regulations adoption (later 2017) before amending the Sparks Municipal Code.

Public Comment was opened at 3:06 p.m. Shane Johnson spoke in support of an accelerated time frame for code amendments regarding the cultivation and sale of recreational marijuana. Alec Garcia stated that the businesses were already established and the only change would be one more

type of customer. He also spoke in support of an accelerated time frame for the code amendments. Brett Scolari is also in favor of an accelerated timeline and stated that people are already allowed legally to possess an ounce of marijuana and if the establishments are not able to sell recreational marijuana the purchases will be made on the black market.

A motion was made by Council Member Abbott, seconded by Council Member Smith, to direct the City Manager to prepare code amendments to permit all existing MMEs in Sparks to add recreational marijuana operations. Council Members Abbott, Lawson, Smith, YES. Council Members Bybee, Dahir, NO. Motion carried 3-2.

**9.6 Presentation, discussion and possible direction on 2017 Nevada Legislative Session Assembly Bill 039 (Regional Planning), Assembly Bill 193 (Water Fluoridation), and Senate Bill 434 (Charter Change). (FOR POSSIBLE ACTION) (Time: 3:54 p.m.)**

An agenda item from City Manager Stephen Driscoll on behalf of the Sparks Legislative Team recommending the Council discuss and consider the merits of AB039, AB193, and SB434. The City of Sparks utilizes a Legislative Team for the purposes of engaging in the Nevada Legislatures bi-annual sessions. The Team consists of Mayor Geno Martini, Council Member Ed Lawson, City Manager Steve Driscoll, Legislative Liaison Kathy Clewett, and the City's outside legislative strategists/lobbyists from Carrara Nevada. The Team, from time-to-time, determines some bills need to come before the Council for discussion and the determination of appropriate action.

The Legislative Team is requesting the Council discuss and consider providing direction on:

Assembly Bill 039 (Regional Planning) - Revises the provision governing the appointment of representatives to a governing board for regional planning in certain counties (on behalf of Washoe County) for changing the membership makeup of the Regional Governing Planning Board (RPGB).

Assembly Bill 193 (Water Fluoridation) - Requires the fluoridation of water in certain circumstances (sponsored by Assemblymen Joiner and Sprinkle). If approved, this bill would require the Truckee Meadows Water Authority (TMWA) to add sodium fluoride to the region's drinking water system. The addition of fluoride would increase the amount of total dissolved solids (TDS) into the system at the source and a question of whether the Truckee Meadows Water Reclamation Facility (TMWRF) would need to remove the remnants of the solids from the water system before reentering the Truckee River.

Senate Bill 434 (Charter Change) - Requires certain city attorneys to be appointed rather than elected (sponsored by Senate Government Affairs Committee). If approved would create a change to the Sparks City Charter Section 1.060 removing the City Attorney as one of the elected officers of the city. Section 1.080 would add the City Attorney to the list of city appointed positions. Section 3.050 would define the duties of the City Attorney defining the City Council as providing "... general direction and supervision ..." and "... serving at the pleasure of the City Council..." This change to the City Charter was not the result of action taken by the Sparks Charter Committee.

The Council discussed and considered the merits of AB039, AB193, and SB434. Based on the Council's deliberation on each of these bills, the Council voted as follows:

A motion was made by Council Member Dahir, seconded by Council Member Smith, to oppose AB039. Council Members Abbott, Lawson, Smith, Bybee, Dahir, YES. Passed unanimously.  
A motion was made by Council Member Dahir, seconded by Council Member Smith, to oppose AB193 Council Members Abbott, Lawson, Smith, Bybee, Dahir, YES. Passed unanimously.

Public comment was opened at 4:19 p.m. Council received a letter from Judy Moss opposing the change outlined in SB434. Ardena Perry spoke in opposition of the Bill stating people want their right to vote protected.

A motion was made by Council Member Dahir, seconded by Council Member Smith, to oppose SB434. Council Members Abbott, Smith, Bybee, Dahir, YES. Council Member Lawson, Abstained. Motion carried 4-1.

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

### **10.1 Public Hearing, consideration and possible approval of a request from Copper Canyon Partners, LLC to the City of Sparks for the abandonment of Salomon Court public right-of-way (AB-144). (FOR POSSIBLE ACTION) (Time: 4:25 p.m.)**

An agenda item from City Engineer Jon Ericson recommending Council approve the abandonment request. The City of Sparks has received this request to abandon or vacate their interest in public right-of-way for roadway and utility purposes granted to the city pursuant to Parcel Map 3649, File Number 2450998, as filed for record on May 30, 2000, Official Records of Washoe County, Nevada. The right-of-way abandonment is located east of Vista Boulevard and south of Salomon Circle. Copper Canyon Partners, LLC is the owner of all the property adjacent to the right-of-way. The additional property will make way for a 124 room hotel on a site approximately 3.4 acres in size, in fulfillment of the requirements listed in the Copper Canyon Planned Development Handbook. Staff has researched the request and is of the opinion that the public will not be materially injured by the proposed abandonment. There is no impact to the general fund.

Public hearing was opened at 4:27; no comments were received.

A motion was made by Council Member Smith, seconded by Council Member Dahir, to approve the public right-of-way abandonment request as outlined by staff. Council Members Abbott, Lawson, Smith, Bybee, Dahir, YES. Passed unanimously.

## **11. Planning and Zoning Public Hearings and Action Items**

### **11.1 None**

## **12. Comments**

### **12.1 Comments from the Public (Time: 4:27 p.m.) – None.**

### **12.2 Comments from City Council and City Manager (Time: 4:27 p.m.)**

City manager Driscoll announced the following open committee positions:

- Civil Service Commission has openings for 2 members for a 3-year term
- Parks and Recreation Commission has openings for 3 members for a 3-year term.
- Reno-Tahoe Airport Authority Board of Trustees for 1 member for a 4-year term.

Mr. Driscoll announced it is Council Member Bybee's birthday. Mr. Smith recognized Ms. Bybee's parents who had just returned from an Honor Flight. Council Member Dahir asked the City Manager to direct staff to look in to available legislative grants. City Manager Driscoll will discuss with Economic Development Authority of Western Nevada (EDAWN).

**13. Adjournment**

Council was adjourned at 4:30 p.m.

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GENO R. MARTINI, Mayor

ATTEST:

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Teresa Gardner, City Clerk

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